Tuesday, January 5, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1605444054">https://cacb.zoomgov.com/j/1605444054</a>

ZoomGov meeting number: 160 544 4054

**Password:** 199671

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Tuesday, January 5, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Tuesday, January 5, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-10502 Ross Friedman

Chapter 11

#1.00 Motion for relief from stay [PP]

SANTANDER CONSUMER USA INC

Stip for adequate protection fld 12/23/20

Docket 165

\*\*\* VACATED \*\*\* REASON: To be Heard at 1:30 p.m. - jc

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Tuesday, January 5, 2021

**Hearing Room** 

303

10:00 AM

**1:20-11671 Javier Caceres** 

Chapter 11

#2.00 Motion for relief from stay [RP]

VELOCITY COMMERCIAL CAPITAL, LLC

Docket 63

\*\*\* VACATED \*\*\* REASON: Continued to 01/19/21 at 10:00 a.m.

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Javier Caceres

Represented By Onyinye N Anyama

Tuesday, January 5, 2021

**Hearing Room** 

303

11:00 AM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

#3.00 Chapter 7 trustee's motion to dismiss case for entry of an order dismissing chapter 7 cases of GMI Online Ventures, Ltd., Penthouse Digital Media Productions, Inc., Tan Door Media, Inc., General Media Communications, Inc. And Danni Ashe, Inc.

Docket 921

## **Tentative Ruling:**

<u>Final Ruling for January 5, 2021:</u> Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than January 12, 2021.

#### **Party Information**

#### **Debtor(s):**

Penthouse Global Media, Inc.

Represented By

Michael H Weiss Linda F Cantor ESQ

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

Tuesday, January 5, 2021

**Hearing Room** 

303

11:00 AM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

#4.00 Chapter 7 trustee's motion to approve compromise under rule 9019 and for order approving settlement between the trustee and WGCZ Ltd., S.R.O and its assignees per bankruptcy rule 9019 and authorizing rhe trustee to sell the estates equity interestiln certain property pursuant to 11 U.S.C. § 363 free and clear of interests.

Docket 918

## **Tentative Ruling:**

<u>Final Ruling for January 5, 2021:</u> Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than January 12, 2021.

## **Party Information**

#### **Debtor(s):**

Penthouse Global Media, Inc.

Represented By

Michael H Weiss Linda F Cantor ESQ

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

Tuesday, January 5, 2021

**Hearing Room** 

303

11:00 AM

1:19-12529 Stanley Menaker and Marina Menaker

Chapter 7

#5.00 Trustee's final report and applications for compensation

Docket 61

## **Tentative Ruling:**

## Final Ruling for January 5, 2021:

Approve requested fees and expenses and authorize proposed payments. No objections filed. Appearances waived. Trustee to lodge an order.

## **Party Information**

**Debtor(s):** 

Stanley Menaker Represented By

Larry D Simons

**Joint Debtor(s):** 

Marina Menaker Represented By

Larry D Simons

**Trustee(s):** 

Nancy J Zamora (TR) Pro Se

Tuesday, January 5, 2021

**Hearing Room** 

303

11:00 AM

## 1:18-12979 Todd Harris Goldman

Chapter 7

#5.10 Stipulation for Compromise Between Trustee and Nicole Goldman and Motion to Approve Compromise Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure

Docket 41

\*\*\* VACATED \*\*\* REASON: Order continuing hearing to 1/8/21 at 10:00 AM entered on 1/4/21.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov

Tuesday, January 5, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#6.00 Motion for relief from stay [RP]

TPMC SERVICES, LLC

Docket 137

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR) Represented By

Krikor J Meshefejian

Ron Bender

Tuesday, January 5, 2021

**Hearing Room** 

303

1:30 PM

#### 1:20-11581 Gateway Four, LP

Chapter 11

#7.00 Chapter 11 Trustee's Emergency Motion For Entry Of An Interim Order: (I) Authorizing The Chapter 11 Trustee To Obtain Postpetition Financing And Use Cash Collateral; (II) Granting Senior Secured And Other Liens And Superpriority Claims; (III) Granting Adequate Protection; (IV) Modifying The Automatic Stay; And (V) Granting Related Relief

fr. 11/6/20, 11/16/20, 11/23/20, 12/9/20

Docket 55

#### **Tentative Ruling:**

#### Ruling for November 23, 2020

The motion is approved on a final basis as to Gateway Four & Gateway Five. The motion is continued for a final hearing as to Gateway Two to December 9, 2020 at 9:00 a.m.

The trustee may set forthcoming applications to employ real estate brokers for December 9, 2020 at 9:00 a.m. without filing ex parte applications to shorten time.

#### Ruling for November 16, 2020

As to Gateway Two, the hearing is continued to November 23, 2020 at 10:00 a.m. As to Gateway Four, the proposed order attached as Exhibit 2 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020.

As to Gateway Five, the proposed order attached as Exhibit 4 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020. The parties are to continue negotiating regarding the section 506(c) waiver as indicated by the Court at the hearing.

Tuesday, January 5, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Gateway Four, LP

Chapter 11

**Party Information** 

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro

Movant(s):

David Keith Gottlieb (TR) Represented By

Krikor J Meshefejian

Ron Bender

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Tuesday, January 5, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#7.10 Application Of Chapter 11 Trustee To Employ NAI Capital Commercial, Inc. As Real Estate Broker Pursuant To 11 U.S.C. §§ 327 And 328

Docket 150

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

Movant(s):

David Keith Gottlieb (TR) Represented By

Krikor J Meshefejian

Ron Bender

Trustee(s):

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Tuesday, January 5, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-13015 Oscar R. Ortega

**Chapter 11** 

#8.00 Debtor's disclosure statement

Docket 39

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

## **Debtor(s):**

Oscar R. Ortega

Represented By Robert M Yaspan

Tuesday, January 5, 2021

**Hearing Room** 

303

1:30 PM

1:19-13015 Oscar R. Ortega

Chapter 11

#9.00 Scheduling and case management conference

fr. 1/22/20, 5/13/20, 6/8/20, 7/13/20, 11/20/20

Docket 1

## **Tentative Ruling:**

Ruling for July 13, 2020: Continued to 11/20/20 at 1:30 p.m. If Debtor has filed a disclosure statement, then the filing of a status report is waived. If the Debtor does not file a disclosure statement, then the Debtor must file an updated status report.

Ruling for June 8, 2020: Debtor to file a supplemental declaration regarding the budget. Continued to 7/13/20 at 1:30 p.m. New status report is waived for the 7/13/20 hearing.

#### **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30 p.m. If the debtor provides evidence of the commercial insurance to the US Trustee, the Court will entertain a brief motion to continue the June status conference to September.

Ruling for January 22, 2020: The Court sets a general claims bar date of 3/31/20. Debtor must serve claims bar date by 1/29/20. No deadline for objections to claims. The deadline to file a plan and disclosure statement is 9/30/20. Status conference is continued to 5/13/20 at 1:30 p.m. Status report update must be filed by 4/29/20.

## **Party Information**

## **Debtor(s):**

Oscar R. Ortega

Represented By Robert M Yaspan

Tuesday, January 5, 2021

**Hearing Room** 

303

1:30 PM

1:20-10502 Ross Friedman

Chapter 11

#10.00 Motion for relief from stay [PP]

SANTANDER CONSUMER USA INC

Stip for adequate protection fld 12/23/20

Docket 165

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Wednesday, January 6, 2021

**Hearing Room** 

303

1:30 PM 1:00-00000

Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1605444054

ZoomGov meeting number: 160 544 4054

**Password:** 199671

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Wednesday, January 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Wednesday, January 6, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#1.00 Motion for relief from stay [RP]

TPMC SERVICES, LLC

fr. 1/5/21

Docket 137

# **Tentative Ruling:**

# Ruling for January 5, 2021

Continued to January 6, 2021 at 1:30 p.m.

## **Party Information**

## **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR) Represented By

Krikor J Meshefejian

Ron Bender

Wednesday, January 6, 2021

**Hearing Room** 

303

1:30 PM

#### 1:20-11581 Gateway Four, LP

Chapter 11

#2.00 Chapter 11 Trustee's Emergency Motion For Entry Of An Interim Order: (I) Authorizing The Chapter 11 Trustee To Obtain Postpetition Financing And Use Cash Collateral; (II) Granting Senior Secured And Other Liens And Superpriority Claims; (III) Granting Adequate Protection; (IV) Modifying The Automatic Stay; And (V) Granting Related Relief

fr. 11/6/20, 11/16/20, 11/23/20, 12/9/20, 1/5/21

Docket 55

#### **Tentative Ruling:**

## Ruling for January 5, 2021

Continued to January 6, 2021 at 1:30 p.m.

#### **Ruling for November 23, 2020**

The motion is approved on a final basis as to Gateway Four & Gateway Five. The motion is continued for a final hearing as to Gateway Two to December 9, 2020 at 9:00 a.m.

The trustee may set forthcoming applications to employ real estate brokers for December 9, 2020 at 9:00 a.m. without filing ex parte applications to shorten time.

#### Ruling for November 16, 2020

As to Gateway Two, the hearing is continued to November 23, 2020 at 10:00 a.m. As to Gateway Four, the proposed order attached as Exhibit 2 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020.

As to Gateway Five, the proposed order attached as Exhibit 4 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing

Wednesday, January 6, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Gateway Four, LP

Chapter 11

will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020. The parties are to continue negotiating regarding the section 506(c) waiver as indicated by the Court at the hearing.

## **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro

Movant(s):

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Wednesday, January 6, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#3.00 Application Of Chapter 11 Trustee To Employ NAI

Capital Commercial, Inc. As Real Estate Broker

Pursuant To 11 U.S.C. §§ 327 And 328

fr. 1/5/21

Docket 150

## **Tentative Ruling:**

## Ruling for January 5, 2021

Continued to January 6, 2021 at 1:30 p.m.

# **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Movant(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

**Trustee(s):** 

David Keith Gottlieb (TR) Represented By

Krikor J Meshefejian

Ron Bender

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 7, 2021

**Hearing Room** 

201

11:00 AM **9:00-0000** 

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1615707909

ZoomGov meeting number: 161 570 7909

Password: 980364

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

# United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 7, 2021

**Hearing Room** 

201

11:00 AM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#0.10 CONT'D Hearing

RE: [3] Motion Regarding Chapter 11 First Day Motions - Notice of Emergency Motion and Emergency Motion of Debtor for Order Authorizing Debtor to Honor Certain Prepetition Obligations to Customers; Memorandum of Points and Authorities in Support

FR. 10-7-20, 10-8-20, 10-14-20, 11-3-20, 11-5-20, 11-13-20, 12-15-20, 12-30-20

Docket 3

#### **Tentative Ruling:**

**Ruling for December 15, 2020:** Continued to 12/30/20 at 9:00 a.m.

Final Ruling for November 13, 2020: Continued to 12/3/20 at 1:30 p.m.

**Ruling for November 5, 2020:** Continued to 11/13/20 at 10:00 a.m.

**Ruling for October 14, 2020:** Continued to 11/3/20 at 10:00 a.m.

Ruling for October 8, 2020: Interim relief granted. Continued to 10/14/20 at 12:00 p.m.

Ruling for October 7, 2020: Continued to 10/8/20 at 2:00 p.m. Debtor must file a statement no later than 11:30 a.m. on 10/8/20.

<u>Tentative Ruling for October 7, 2020:</u> Subject to consideration of any opposition presented at or before the hearing, the Court is tentatively inclined to **GRANT** this motion.

#### **Party Information**

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 7, 2021

**Hearing Room** 

201

11:00 AM

**CONT...** Figueroa Mountain Brewing, LLC

Chapter 11

**Debtor(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 7, 2021

**Hearing Room** 

201

11:00 AM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#0.20 CONT'D Hearing

RE: [8] Motion Regarding Chapter 11 First Day Motions - Notice of Emergency Motion and Emergency Motion of Debtor for Order Authorizing Debtor to Pay and Honor Prepetition Wages, Salaries, and Other Compensation and Benefits; Memorandum of Points and Authorities in Support

FR. 10-7-20, 10-8-20, 10-14-20, 11-3-20, 11-5-20, 11-13-20, 12-15-20, 12-30-20

Docket 8

## **Tentative Ruling:**

**Ruling for December 15, 2020:** Continued to 12/30/20 at 9:00 a.m.

Final Ruling for November 13, 2020: Continued to 12/3/20 at 1:30 p.m.

**Ruling for November 5, 2020:** Continued to 11/13/20 at 10:00 a.m.

**Ruling for October 14, 2020:** Continued to 11/3/20 at 10:00 a.m.

Ruling for October 8, 2020: Grant interim relief. Continued to 10/14/20 at 12:00 p.m.

Ruling for October 7, 2020: Continued to 10/8/20 at 2:00 p.m. Debtor must file a statement no later than 11:30 a.m. on 10/8/20.

<u>Tentative Ruling for October 7, 2020:</u> Subject to consideration of any opposition presented at or before the hearing, the Court is tentatively inclined to **GRANT** this motion, provided that the order makes clear (as does the motion) that the Court is not authorizing payment to an insider. Any request for insider compensation must comply with LBR 2014-1(a).

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 7, 2021

**Hearing Room** 

201

11:00 AM

**CONT...** Figueroa Mountain Brewing, LLC

Chapter 11

## **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

## **Movant(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

## **Trustee(s):**

Moriah Douglas Flahaut (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 7, 2021

**Hearing Room** 

201

11:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#0.30 CONT'D Hearing

RE: [213] Motion for Authority to Obtain Credit Under Section 364(b), Rule 4001(c) or (d) Notice Of Motion And Motion Of Debtor For Order Authorizing Postpetition DIP Financing Under §364(C)(1),(2) And (3); Memorandum Of Points And Authorities: And Proof of Service

FR. 12-20-20, 12-30-20

Docket 213

## **Tentative Ruling:**

#### Ruling for December 30, 2020:

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 7, 2021

**Hearing Room** 

201

11:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#0.40 CONTD. Hearing

RE: [220] Motion to Use Cash Collateral Notice Of Motion And Motion Of Debtor For Order (1) Authorizing Debtor To Use Cash Collateral; And (2) Granting Adequate Protection To Secured Creditors; Memorandum Of Points And Authorities In Support; And Proof Of Service

FR. 12-30-20

Docket 220

#### **Tentative Ruling:**

Ruling for December 30, 2020: Continued to 1/7/21 at 11:00 a.m. Opposition due no later than 1/5 at 6:00 pm. Reply due no later than 1/6 at 6:00 p.m.

### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Trustee(s):

Moriah Douglas Flahaut (TR) Pro Se

Thursday, January 7, 2021

**Hearing Room** 

303

1:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01048 Ismail v. Goldman et al

#1.00 Status conference

#### **COUNTER CLAIM**

Jasmin Ismail, Counter-Claimant, vs. Nicole Goldman, an individual, Counter-Defendant

fr. 6/27/19 @1:30 p.m; 6/27/19, 9/12/19; 11/14/19, 12/12/19, 2/6/20; 5/14/20(stip), 9/24/20

Docket

\*\*\* VACATED \*\*\* REASON: Order rescheduing status conference for 1/8/21 at 10:00 AM entered 1/4/21.

## **Tentative Ruling:**

**Ruling for September 24, 2020:** Continuted to 1/8/21 at 1:30 p.m. The scheduling order is as follows: the last day to join parties and amend pleadings is 1/29/21. Also, 1/29/21 is the last day for discovery to be completed. The last day for pre-trial motions to be filed is 2/19/21.

Ruling for February 6, 2020: Continued to 5/14/20 at 1:30 p.m. The parties are ordered to go to mediation and it must be completed by the end of April 2020.

Ruling for 9/12/19: Trustee is instructed to file a complaint within 30 days of the entry of a scheduling order. Status conference continued to 11/14/19 at 1:30 p.m. The motion for consolidation may be set at the same date and time. Trustee must lodge an order.

#### Ruling for June 27, 2019:

Continued to September 12, 2019 at 2:30 p.m. The deadline to respond to the counterclaims is tolled until the Court rules on the trustee's forthcoming motion.

Thursday, January 7, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Todd Harris Goldman

Chapter 7

**Party Information** 

**Debtor(s):** 

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se

Todd Harris Goldman Pro Se

Ostrich House, LLC Pro Se

**Plaintiff(s):** 

Jasmin Ismail Represented By

Michael D Sobkowiak

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan

Thursday, January 7, 2021

**Hearing Room** 

303

1:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01120 Seror v. Goldman et al

#2.00 Status conference re complaint for: recovery of money/property and

fr. 5/14/20 (stip); 9/24/20

Docket

\*\*\* VACATED \*\*\* REASON: Order rescheduling status conference for 1/8/21 at 10:00 AM entered on 1/4/21.

## **Tentative Ruling:**

Ruling for September 24, 2020: Continued to 1/8/21 at 1:30 p.m. The scheduling order is as follows: the last day to join parties and amend pleadings is 1/29/21. Also, 1/29/21 is the last day for discovery to be completed. The last day for pre-trial motions to be filed is 2/19/21.

Ruling for February 6, 2020: Continued to 5/14/20 at 1:30 p.m. The parties are ordered to go to mediation and it must be completed by the end of April 2020.

#### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s)**:

Nicole Goldman Pro Se

Jasmin Ismail Pro Se

Ostrich House LLC, an Ohio limited Pro Se

Plaintiff(s):

David Seror Represented By

Jorge A Gaitan

Thursday, January 7, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Todd Harris Goldman

Chapter 7

**Trustee(s):** 

David Seror (TR)

Represented By Richard Burstein Jorge A Gaitan

Thursday, January 7, 2021

**Hearing Room** 

303

1:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:20-01113 Seror v. Ismail et al

#3.00 Status conference re complaint for

- 1) avoidance of fraudulent transfers with actual intent
- 2) avoidance of constructive fraudulent transfers
- 3) recovery and preservation of avoided transfers

## Order appv stip to cont hrg ent 12/22/20

Docket

\*\*\* VACATED \*\*\* REASON: Hearing continued to 2/18/21 per order

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Hasan Ismail Pro Se

Nasim Ismail Pro Se

**Plaintiff(s):** 

David Seror Represented By

Jessica Wellington

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan

Thursday, January 7, 2021

**Hearing Room** 

303

1:30 PM

1:20-11435 Glostation USA, Inc.

Chapter 11

Adv#: 1:20-01085 GLOSTATION USA, INC., a Delaware corporation, and v. YONKERS

**#4.00** Status conference re complaint for:

- (1) Declaratory relief
- (2) Disallowance of claim
- (3) Turnover of property of the estate

fr. 12/10/20

Docket 1

\*\*\* VACATED \*\*\* REASON: On 1/5/21, order approving stipulation to dismiss adversary proceeding was entered.

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

Glostation USA, Inc. Represented By

Steven Werth David S Kupetz Jason D Strabo Claire K Wu Asa S Hami

**Defendant(s):** 

YONKERS ASSOCIATES, LLC, a Pro Se

**Plaintiff(s):** 

GLOSTATION USA, INC., a Represented By

David S Kupetz Asa S Hami Claire K Wu

Thursday, January 7, 2021

**Hearing Room** 

303

2:30 PM

1:15-11139 Shahen Martirosian

Chapter 7

Adv#: 1:16-01091 Khachatryan v. Martirosian et al

#5.00 Motion for an order to aid in the enforcement of Judgement Pursuant to Federal Rule of Bankruptcy Procedure 7070

fr. 11/20/20

Docket 185

#### **Tentative Ruling:**

## Ruling for November 20, 2020:

Plaintiff shall prepare a draft order of exactly what Plaintiff is requesting and file and serve it by December 18, 2020. Objections to form of order to be filed by January 5, 2021. Hearing continued to January 7, 2021 at 2:30 p.m.

## **Party Information**

#### **Debtor(s):**

Shahen Martirosian Represented By

Armine Singh Jilbert Tahmazian

**Defendant(s):** 

Shahen Martirosian Pro Se

Virginia Martirosian Represented By

Stuart R Simone

Anahit Harutyunyan Represented By

Stuart R Simone

CPI Real Estate Group, Inc. Pro Se

4705 EXCELENTE INC. Represented By

Jilbert Tahmazian

Nathan Jamal Dawood Represented By

Benjamin A Yrungaray

Thursday, January 7, 2021

**Hearing Room** 

303

2:30 PM

CONT... Shahen Martirosian Chapter 7

CITY NATIONAL FINANCE Represented By

Benjamin A Yrungaray Jilbert Tahmazian

**Plaintiff(s):** 

Vazgen Khachatryan Represented By

Alana B Anaya

**Trustee(s):** 

Amy L Goldman (TR) Represented By

Jorge A Gaitan

Thursday, January 7, 2021

**Hearing Room** 

303

2:30 PM

1:15-11139 Shahen Martirosian

Chapter 7

Adv#: 1:19-01089 Ohanessian v. Martirosian

#6.00 Order to appear and show cause why this adversary case should not be dismissed for failure to prosecute.

Docket 1

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Shahen Martirosian Represented By

Armine Singh Jilbert Tahmazian

**Defendant(s):** 

Shahen Martirosian Pro Se

**Plaintiff(s):** 

Seda Ohanessian Represented By

Ali R Nader

**Trustee(s):** 

Amy L Goldman (TR) Represented By

Jorge A Gaitan

Thursday, January 7, 2021

**Hearing Room** 

303

2:30 PM

#### 1:15-11139 Shahen Martirosian

Chapter 7

Adv#: 1:19-01089 Ohanessian v. Martirosian et al

#7.00 Status conference re complaint for: determination of dischargeability of debt and avoidance and recovery of fraudulent conveyance

fr. 9/26/19, 12/12/19, 3/27/20, 5/28/20, 8/13/20, 8/21/20, 11/20/20

#### Docket 1

#### **Tentative Ruling:**

#### Ruling for November 20, 2020:

The Court will issue an OSC re dismissal for failure to prosecute. Continued to January 7, 2021 at 2:30 p.m.

### Ruling for August 21, 2020:

Continued to November 20, 2020 @ 2:30 p.m. Plaintiff to move to dismiss the adversary.

#### Ruling for May 28, 2020

Continued to August 13, 2020 at 1:30 p.m.

### Ruling for December 12, 2019

The Court will vacate the default entered against Virginia Martirosian. Continued to March 27, 2020 at 10:00 a.m.

#### Ruling for September 26, 2019

Plaintiff must supplement the record regarding service of the summons and complaint

Thursday, January 7, 2021

**Hearing Room** 

303

2:30 PM

#### **CONT...** Shahen Martirosian

Chapter 7

on Virginia Martirosian at the Philiprimm address and service of the summons and complaint on all defendants via email to Kenumi Maatafale. Plaintiff's motion for default judgment is denied without prejudice. Status conference continued to December 12, 2019 at 1:30 p.m.

#### **Party Information**

**Debtor(s):** 

Shahen Martirosian Represented By

Armine Singh Jilbert Tahmazian

**Defendant(s):** 

Shahen Martirosian Pro Se Anahit Harutyunyan Pro Se Virginia Martirosian Pro Se

**Plaintiff(s):** 

Seda Ohanessian Represented By

Ali R Nader

**Trustee(s):** 

Amy L Goldman (TR) Pro Se

Friday, January 8, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1613224421">https://cacb.zoomgov.com/j/1613224421</a>

**ZoomGov meeting number:** 161 322 4421

**Password:** 321729

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Friday, January 8, 2021

**Hearing Room** 

303

 $\underline{10:00\,AM}$ 

CONT...

Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Friday, January 8, 2021

**Hearing Room** 

303

10:00 AM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01120 Seror v. Goldman et al

#1.00 Status conference re complaint for: recovery of money/property and

fr. 5/14/20 (stip); 9/24/20; 1/7/21

Docket 1

#### **Tentative Ruling:**

Ruling for September 24, 2020: Continued to 1/8/21 at 1:30 p.m. The scheduling order is as follows: the last day to join parties and amend pleadings is 1/29/21. Also, 1/29/21 is the last day for discovery to be completed. The last day for pre-trial motions to be filed is 2/19/21.

Ruling for February 6, 2020: Continued to 5/14/20 at 1:30 p.m. The parties are ordered to go to mediation and it must be completed by the end of April 2020.

#### **Party Information**

**Debtor(s):** 

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se

Jasmin Ismail Pro Se

Ostrich House LLC, an Ohio limited Pro Se

**Plaintiff(s):** 

David Seror Represented By

Jorge A Gaitan

Trustee(s):

David Seror (TR) Represented By

1/8/2021 9:23:55 AM Page 3 of 7

Friday, January 8, 2021 Hearing Room 303

10:00 AM

CONT... Todd Harris Goldman Chapter 7

Richard Burstein Jorge A Gaitan

Friday, January 8, 2021

**Hearing Room** 

303

10:00 AM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01048 Ismail v. Goldman et al

#2.00 Status conference

#### **COUNTER CLAIM**

Jasmin Ismail, Counter-Claimant, vs. Nicole Goldman, an individual, Counter-Defendant

fr. 6/27/19 @1:30 p.m; 6/27/19, 9/12/19; 11/14/19, 12/12/19, 2/6/20; 5/14/20(stip), 9/24/20; 1/7/21

Docket 1

#### **Tentative Ruling:**

Ruling for September 24, 2020: Continuted to 1/8/21 at 1:30 p.m. The scheduling order is as follows: the last day to join parties and amend pleadings is 1/29/21. Also, 1/29/21 is the last day for discovery to be completed. The last day for pre-trial motions to be filed is 2/19/21.

**Ruling for February 6, 2020:** Continued to 5/14/20 at 1:30 p.m. The parties are ordered to go to mediation and it must be completed by the end of April 2020.

Ruling for 9/12/19: Trustee is instructed to file a complaint within 30 days of the entry of a scheduling order. Status conference continued to 11/14/19 at 1:30 p.m. The motion for consolidation may be set at the same date and time. Trustee must lodge an order.

### Ruling for June 27, 2019:

Continued to September 12, 2019 at 2:30 p.m. The deadline to respond to the counterclaims is tolled until the Court rules on the trustee's forthcoming motion.

### **Party Information**

Friday, January 8, 2021

**Hearing Room** 

303

10:00 AM

CONT... Todd Harris Goldman

Chapter 7

**Debtor(s):** 

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se

Todd Harris Goldman Pro Se

Ostrich House, LLC Pro Se

**Plaintiff(s):** 

Jasmin Ismail Represented By

Michael D Sobkowiak

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan

Friday, January 8, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:18-12979 Todd Harris Goldman

Chapter 7

#3.00 Stipulation for Compromise Between Trustee and Nicole Goldman and Motion to Approve Compromise Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure

fr. 1/5/21

Docket 41

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov

Monday, January 11, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1616318665

**ZoomGov meeting number:** 161 631 8665

Password: 372397

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Monday, January 11, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Monday, January 11, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11581 Gateway Four, LP

Chapter 11

#1.00 Motion for relief from stay [RP]

TPMC SERVICES, LLC

fr. 1/5/21, 1/6/21

Docket 137

### **Tentative Ruling:**

### Ruling for January 11, 2021

The Motion is resolved pursuant to the parties' Stipulation, which is approved.

#### Ruling for January 6, 2021

Continued to January 11, 2021 at 10:00 a.m.

### **Ruling for January 5, 2021**

Continued to January 6, 2021 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Monday, January 11, 2021

**Hearing Room** 

303

10:00 AM

1:20-11581 Gateway Four, LP

Chapter 11

#2.00 Application Of Chapter 11 Trustee To Employ NAI Capital Commercial, Inc. As Real Estate Broker Pursuant To 11 U.S.C. §§ 327 And 328

fr. 1/5/21, 1/6/21

Docket 150

### **Tentative Ruling:**

#### Ruling for January 11, 2021

The Application is resolved pursuant to the parties' Stipulation and the updated form of order at case docket 178 is approved, except that only the three identified agents of NAI are barred from represeting prospective buyers.

#### Ruling for January 6, 2021

Continued to January 11, 2021 at 10:00 a.m. The Court also shortens time on a forthcoming bidding procedures motion to be filed and served by the trustee no later than January 7, 2021 with service on non-NEF parties by overnight mail. The Court will hear that forthcoming motion on January 11, 2021 at 10:00 a.m. Opposition may be presented orally at the hearing. Any written opposition to the forthcoming motion must be filed by 9:00 a.m. on January 11, 2021.

#### Ruling for January 5, 2021

Continued to January 6, 2021 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

#### Movant(s):

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Monday, January 11, 2021

**Hearing Room** 

303

10:00 AM

**CONT...** Gateway Four, LP

**Chapter 11** 

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By Krikor J Meshefejian Ron Bender

Ron Bender

Monday, January 11, 2021

**Hearing Room** 

303

10:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#3.00 Chapter 11 trustee's emergency motion for an order approving stipulation

(1) granting limited and conditional relief from the automatic stay

to TPMC services, LLC; and

(2) establishing bidding and auction procedures for the sale of

the real property owned by the Gateway Two, LLC bankruptcy estate

Docket 174

### **Tentative Ruling:**

### Ruling for January 11, 2021

Granted. The sale hearing will be on February 12, 2021 at 10:00 a.m.

### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

#### **Trustee(s):**

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM **9:00-0000** 

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1600924258

**ZoomGov meeting number:** 160 092 4258

**Password:** 268149

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#1.00 Hearing

RE: [61] Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Underwraps Costumes, Inc. v. Citco Enterprises Inc.; Gina Ho; Caesar Ho; 20STCV04156; Points and Authorities; Declarations of Payman Shaffa in Support Thereof, with Proof of Service.

Docket 61

\*\*\* VACATED \*\*\* REASON: Rescheduled by the court to 1:30pm.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

Underwraps Costumes, Inc. Represented By

M. Jonathan Hayes

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

**#2.00** Hearing

RE: [210] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: All inventory of the Debtor, comprised of finished goods, work in progress, raw materials, packaging, etc. located at 45 Industrial Way, Buellton, California 93427.

Docket 210

\*\*\* VACATED \*\*\* REASON: Rescheduled for 1/13/20 at 3:30pm (Calendar #34)

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik Jeffrey D Sternklar

Juliet Y Oh

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

#3.00 Hearing

RE: [37] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Ford Explorer; VIN# 1FM5K8GT3HGD90590.

Docket 37

\*\*\* VACATED \*\*\* REASON: Withdrawal of motion filed on 1-4-2021.

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

Movant(s):

Cab West LLC Represented By

Randall P Mroczynski

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM

9:20-11297 Russell Emmanuel Salazar and Nicole Renee Salazar

Chapter 7

#4.00 HearingRE: [17] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2011 Honda Pilot, VIN: 5FNYF4H55BB091022. (Ith, Sheryl)

Docket 17

### **Tentative Ruling:**

<u>Tentative Ruling for January 13, 2021:</u> Movant acknowledges that Christopher Lee Carter is the co-owner of the property. The Court does not see any evidence that Mr. Carter has been served with the Motion and the Notice of Hearing. Therefore, the hearing is continued to February 10, 2021 at 10:00 a.m. for proper service on Mr. Carter. Appearances are waived.

#### **Party Information**

**Debtor(s):** 

Russell Emmanuel Salazar Pro Se

**Joint Debtor(s):** 

Nicole Renee Salazar Pro Se

Movant(s):

Santander Consumer USA Inc. Represented By

Sheryl K Ith

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM

9:20-11303 Aaron M Sorrentino

Chapter 7

#5.00 HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 Ford Explorer XLT.

Docket 8

### **Tentative Ruling:**

<u>Tentative Ruling for January 13, 2021:</u> Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than January 20, 2021.

#### **Party Information**

**Debtor(s):** 

Aaron M Sorrentino Represented By

Richard E Rossi

Movant(s):

Golden 1 Credit Union Represented By

Rebecca M Wicks

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM

9:20-11433 Brady Robert Cerda

Chapter 7

#6.00 HearingRE: [11] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2012 Honda Civic.

Docket 11

### **Tentative Ruling:**

<u>Tentative Ruling for January 13, 2021:</u> Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than January 20, 2021.

#### **Party Information**

**Debtor(s):** 

Brady Robert Cerda Represented By

Paul Thomas Greco

Movant(s):

Golden 1 Credit Union Represented By

Nicholas S Couchot

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

10:00 AM

9:20-11436 Legacy Construction and Development, Inc.

Chapter 7

#7.00 HearingRE: [4] Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 31364 Via Colinas #105, Westlake Village, CA 91362.

Docket 4

### **Tentative Ruling:**

<u>Tentative Ruling for January 13, 2021:</u> The Motion is granted as to the relief requested in pars. 2 and 6. The Motion is denied as to all other requested relief. The moving party shall lodge a conforming order no later than January 20, 2021. Appearances waived.

#### **Party Information**

#### **Debtor(s):**

Legacy Construction and Represented By

Matthew D. Resnik

**Movant(s)**:

Westlake Village Industrial Park Represented By

Gary D Fidler

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11051 Elvira Bird and Steven Bird

Chapter 7

#8.00 Reaffirmation Hearing Date SetRE: [12] Reaffirmation Agreement Between Debtor and

DANIEL'S JEWELERS

Docket 12

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Elvira Bird Represented By

Randall V Sutter

**Joint Debtor(s):** 

Steven Bird Represented By

Randall V Sutter

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11052 Luiz Fernando Rodriguez Barbosa and Melissa Marie

Chapter 7

#9.00 Reaffirmation Hearing Date SetRE: [13] Pro se Reaffirmation Agreement Between

Debtor and American Honda Finance Corporation

Docket 13

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Luiz Fernando Rodriguez Barbosa Represented By

Randall V Sutter

**Joint Debtor(s):** 

Melissa Marie Garcia Represented By

Randall V Sutter

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11093 Jose De Jesus Arana Gayo and Maria R Arana

Chapter 7

#10.00 Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and

Toyota Motor Credit Corporation (Rafferty, John)

Docket 10

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Jose De Jesus Arana Gayo Represented By

Michael B Clayton

**Joint Debtor(s):** 

Maria R Arana Represented By

Michael B Clayton

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11094 Rosa L. Aguiniga

Chapter 7

**#11.00** Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and

OneMain

Docket 10

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Rosa L. Aguiniga Represented By

Brent D George

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11160 Jessica Leah McDougald

Chapter 7

#12.00 Reaffirmation Hearing Date SetRE: [8] Reaffirmation Agreement Between Debtor and

Navy Federal Credit Union

Docket 8

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Jessica Leah McDougald Represented By

Daniel A Higson

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11164 Joseph Quinonez Saipale

Chapter 7

**#13.00** Reaffirmation Hearing Date SetRE: [12] Pro se Reaffirmation Agreement Between

Debtor and Exeter Finance LLC

Docket 12

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Joseph Quinonez Saipale Represented By

William E. Winfield

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11211 Sandra Gomez Gutierrez

Chapter 7

#14.00 Reaffirmation Hearing Date SetRE: [8] Reaffirmation Agreement Between Debtor and

Docket 8

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Sandra Gomez Gutierrez Represented By

Todd J Mannis

**Trustee(s):** 

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11296 Diane Jensen

Chapter 7

#15.00 Reaffirmation Hearing Date SetRE: [9] Pro se Reaffirmation Agreement Between Debtor

and Golden 1 Credit Union

Docket 9

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Diane Jensen Pro Se

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11301 Michael Joseph Towne and Patricia Lou Towne

Chapter 7

#16.00 Reaffirmation Hearing Date SetRE: [11] Reaffirmation Agreement Between Debtor and

Nissan Motor Acceptance Corporation (Rafferty, John)

Docket 11

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Michael Joseph Towne Represented By

Chris Gautschi

**Joint Debtor(s):** 

Patricia Lou Towne Represented By

Chris Gautschi

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11364 Elizabeth Bustoz-Martinez

Chapter 7

#17.00 Reaffirmation Hearing Date SetRE: [8] Pro se Reaffirmation Agreement Between Debtor

and Ally Bank

Docket 8

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Elizabeth Bustoz-Martinez Represented By

R Grace Rodriguez

**Trustee(s):** 

Wednesday, January 13, 2021

**Hearing Room** 

201

11:00 AM

9:20-11384 Rady Fulgencio Doria

Chapter 7

**#18.00** Reaffirmation Hearing Date SetRE: [12] Reaffirmation Agreement Between Debtor and

Cornwell Tech Credit

Docket 12

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Rady Fulgencio Doria Represented By

A Mina Tran

**Trustee(s):** 

Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

11:30 AM

### 9:19-10481 Mindy Chapman-Shapiro

Chapter 7

#19.00

HearingRE: [134] Motion for Turnover of Property Trustee's Motion for Order Compelling Debtor to Turn Over Property of the Estate and Cooperate with Trustee; Memo Points and Authorities; Declarations of Sandra K. McBeth, Felicita A. Torres and Fritz Kling (Torres, Felicita)

Docket 134

#### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Movant(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

Trustee(s):

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

11:30 AM

9:19-11918 Mahmood Jafroodi

Chapter 7

#20.00 CONT'D Hearing

Order to Show Cause Why Debtor Should Not be Held in Civil Contempt for Failure to Comply with Court Orders Compelling the Production of Documents and Turnover of Funds and Sanctioned for Such Failures

FR. 10-21-20, 12-3-20

Docket 126

### **Tentative Ruling:**

Ruling for October 21, 2020: Continued to 12/16/20 at 11:30 a.m. No later than 12/2/20, the Trustee should file a statement as to whether or not there has been further compliance. The Trustee's statement should also explain whether additional sanctions are necessary. No later than 12/9/20, the Debtor should file and serve a response. The Debtor should appear by video and audio, along with his counsel. Contempt order shall be held for 48 hours.

The Court finds Debtor in civil contempt for failure to timely comply with the turnover order. Funds were subject to turnover and no adequate demonstration by the Debtor that Debtor is incapable of complying with the order. The Court will allow the Debtor one last opportunity to purge contempt within 14 days of the entry of the contempt order.

Also, with respect to failure of turnover of the funds, the Trustee was forced to bring the motion for an order to show cause. Debtor is responsible for the trustee's fees and costs in bringing the motion.

Re the document request, the Court acknowledges there has been compliance with some of the requests. But the Court finds there has not been substantial compliance with the 2004 order. There has been an unjustified failure to timely respond. Debtor has 14 days to purge his contempt from the date of the entry of the contempt order.

#### **Party Information**

#### **Debtor(s):**

Mahmood Jafroodi

Represented By

1/13/2021 8:14:05 AM

Page 21 of 41

Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

11:30 AM

CONT... Mahmood Jafroodi

Chapter 7

David Seror

Jessica L Bagdanov

Ryan Coy

**Trustee(s):** 

Jerry Namba (TR)

Represented By Chad V Haes D Edward Hays Laila Masud

Wednesday, January 13, 2021

**Hearing Room** 

201

1:30 PM

9:19-11416 Isaias Raquel Barcarse and Clarita Bertis Barcarse

Chapter 11

#21.00 HearingRE: [159] Application for Compensation for Arasto Farsad, Debtor's Attorney,

Period: to, Fee: \$23065, Expenses: \$120.

Docket 159

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Isaias Raquel Barcarse Represented By

Arasto Farsad

**Joint Debtor(s):** 

Clarita Bertis Barcarse Represented By

Arasto Farsad

**Movant(s):** 

Isaias Raquel Barcarse Represented By

Arasto Farsad Arasto Farsad Arasto Farsad

Clarita Bertis Barcarse Represented By

Arasto Farsad Arasto Farsad

Wednesday, January 13, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

#22.00 CONT'D Hearing

Chapter 11 Status Conference

FR. 11-20-19, 2-26-20, 5-20-20, 7-15-20, 10-7-20

Docket 1

#### **Tentative Ruling:**

#### Ruling for October 7, 2020:

Continued to January 13, 2021 @ 1:30 p.m. with a status report to be filed two weeks prior. Dtr to serve a notice of continued status conference with the zoom information no later than October 21, 2020.

#### Ruling for July 15, 2020

Continued to October 7, 2020 at 1:30 p.m. Debtor must file and serve an updated status report two weeks prior to the continued status conference.

<u>Final Ruling for 5/20/20:</u> Continued to 7/15/20 at 1:30 p.m. Debtor must file an updated status report no later than 7/1/20. Appearances are waived.

Ruling for 2/26/20: Continued to 5/20/20 at 1:30 p.m. Debtor to file a notice of continued status conference/status report two weeks prior to the hearing.

### **Ruling for November 20, 2019:**

Continued to February 20, 2020 at 1:30 p.m.

The bar date is January 31, 2020. Debtor to file and serve the bar date notice by November 27, 2019.

#### **Party Information**

#### **Debtor(s):**

Craig Alan Lieberman

Represented By Reed H Olmstead

Wednesday, January 13, 2021

**Hearing Room** 

201

1:30 PM

### 9:19-11675 Craig Alan Lieberman

Chapter 11

#23.00

HearingRE: [81] Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) MOTION FOR ORDER AUTHORIZING DEBTOR TO SELL BANKRUPTCY ESTATES INTEREST IN REAL PROPERTY, TO PAY COSTS OF SALE AND SATISFY CERTAIN OBLIGATIONS SECURED BY THE PROPERTY, TO SELL FREE AND CLEAR OF LIENS, FOR A FINDING THAT BUYER IS A GOOD FAITH PURCHASER UNDER 11 U.S.C. § 363(m), FOR WAIVER OF THE STAY UNDER BANKRUPTCY RULE 6004(h); MEMORANDUM OF POINTS AND AUTHORITIES; PROPOSED OVERBID PROCEDURE; SUPPORTING DECLARATION OF CRAIG ALAN LIEBERMAN.

Docket 81

#### **Tentative Ruling:**

- NONE LISTED -

<b>D</b>	T	4 •
Uants	INTOR	mation
1 2110		

#### **Debtor(s):**

Craig Alan Lieberman

Represented By Reed H Olmstead

**Movant(s):** 

Craig Alan Lieberman Represented By

Reed H Olmstead Reed H Olmstead Reed H Olmstead

Wednesday, January 13, 2021

**Hearing Room** 

201

1:30 PM

#### 1:20-10142 Motiv8 Investments, LLC

Chapter 11

#24.00 CONT'D Hearing Debtor's and debtor-In-possession's motion for dismissal of chapter 11 case pursuant to 11 U.S.C § 1112(b) and 305(a) of the bankruptcy code

fr. 10/27/20, 11/4/20, Advanced from 12/16/20, 12/4/20

Docket 139

\*\*\* VACATED \*\*\* REASON: Continued to February 3, 2021 at 1:30 p.m.

#### **Tentative Ruling:**

### Ruling for December 4, 2020:

Continued to January 13, 2021 at 1:30. New evidence to be filed by January 6, 2021.

<u>Ruling for November 4, 2020:</u> Continued to 12/16/20 at 1:30 p.m. Debtor to file its additional evidence no later than 12/9/20. Debtor must also file and serve notice of continuance no later than 11/12/20. The notice must include the Zoom information.

Ruling for 10/27/20: Continued to 11/4/20 at 1:30 p.m.

#### **Party Information**

### **Debtor(s):**

Motiv8 Investments, LLC Represented By

Lionel E Giron Joanne P Sanchez

Movant(s):

Motiv8 Investments, LLC Represented By

Lionel E Giron Joanne P Sanchez

Wednesday, January 13, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#25.00 Status Conference

RE: [65] Chapter 11 Subchapter V Plan of Reorganization

Docket 65

#### **Tentative Ruling:**

### Ruling for October 7, 2020:

The Court sets a bar date of November 23, 2020, with notice of the bar date to be filed and served on all creditors by October 14, 2020. The deadline for the Debtor to file its disclosure statement is extended to December 16, 2020. The status conference is continued to January 13, 2020 at 1:30 p.m. The Debtor shall serve written notice, including the specific zoom connection information, on all creditor with the bar date notice.

### **Party Information**

#### **Debtor(s):**

Citco Enterprises, Inc. Represented By

Michael Jay Berger

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#25.10 Hearing

RE: [61] Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Underwraps Costumes, Inc. v. Citco Enterprises Inc.; Gina Ho; Caesar Ho; 20STCV04156; Points and Authorities; Declarations of Payman Shaffa in Support Thereof, with Proof of Service.

Docket 61

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

Underwraps Costumes, Inc. Represented By

M. Jonathan Hayes

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

# 9:19-10365 Christopher Richard Klosinski

Chapter 7

Adv#: 9:19-01049 Klosinski v. United States Department of Education

#26.00 CONT'D

status conference re: complaint for denial of discharge pursuant to 11 U.S.C. sec 727(a)(2), (a)(3), (a)(4), (a)(7) and (c)

fr. 11-6-19, 1-15-20, 3-25-20, 7-1-20, 10-7-20

Docket 1

### **Tentative Ruling:**

Ruling for October 7, 2020: Continued to 1/13/21 at 2:30 p.m. Updated status report is not required.

**Ruling for July 1 2020:** Continued to 10/7/20 at 2:30 p.m. Updated status report is not required. However, the parties should meet and confer and discuss proposed litigation dates if the matter does not settle.

Ruling for 3/25/20: Continued to 7/1/20 at 2:30 p.m. No new status report is needed.

#### March 25, 2020

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

Ruling for 11/6/19: Continued to January 15, 2020 at 2:30 p.m. Parties may appear by phone. Notice is waived. By January 8, 2020, the parties should provide the Court with an update.

#### **Party Information**

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Christopher Richard Klosinski

Chapter 7

**Debtor(s):** 

Christopher Richard Klosinski Represented By

David Jacob

**Defendant(s):** 

United States Department of Represented By

Elan S Levey

**Joint Debtor(s):** 

Judy Lynn Klosinski Represented By

David Jacob

**Plaintiff(s):** 

Christopher Richard Klosinski Represented By

Christine A Kingston

**Trustee(s):** 

Jerry Namba (TR) Pro Se

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

9:19-11542 Eric C Staudenbaur

Chapter 7

Adv#: 9:19-01080 Quintero v. Staudenbaur et al

#27.00 Hearing RE: [33] Motion For Summary Judgment (Faucher, John)

Docket 33

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Eric C Staudenbaur Represented By

Daniel King John D Faucher

**Defendant(s):** 

Maria L Staudenbaur Represented By

John D Faucher

Eric C Staudenbaur Represented By

John D Faucher

**Joint Debtor(s):** 

Maria L Staudenbaur Represented By

Daniel King
John D Faucher

Movant(s):

Maria L Staudenbaur Represented By

John D Faucher

Eric C Staudenbaur Represented By

John D Faucher

**Plaintiff(s):** 

Angela Quintero Represented By

1/13/2021 8:14:05 AM Page 31 of 41

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Eric C Staudenbaur

Chapter 7

Trustee(s):

Jeremy W. Faith (TR)

Pro Se

Shawn S White

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

9:19-11542 Eric C Staudenbaur

Chapter 7

Adv#: 9:19-01080 Quintero v. Staudenbaur et al

#28.00 CONT'D Status Hearing

RE: [25] Adversary case 9:19-ap-01080. AMENDED Complaint by Quintero Angela against Maria L Staudenbaur, Eric C Staudenbaur.

FR. 8-26-20

Docket 25

### **Tentative Ruling:**

**Ruling for August 26, 2020:** Continued to 1/13/21 at 2:30 p.m. Updated status report to be filed no later than 1/4/21.

Plaintiff should prepare and lodge a scheduling order with the following dates: 11/6/20 last day to join other parties and amend pleadings and the last day for discovery to be completed;

11/25/20 as the last day for any case dispositive motions to be filed; and 1/13/21 as the last day for case dispositive motions to be heard.

### **Tentative Ruling for March 11, 2020**

Appearance by telephone is authorized for all parties.

### **Party Information**

#### **Debtor(s):**

Eric C Staudenbaur Represented By

Daniel King John D Faucher

#### **Defendant(s):**

Maria L Staudenbaur Represented By
John D Faucher

1/13/2021 8:14:05 AM Page 33 of 41

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Eric C Staudenbaur

Chapter 7

Eric C Staudenbaur Represented By

John D Faucher

**Joint Debtor(s):** 

Maria L Staudenbaur Represented By

Daniel King
John D Faucher

**Plaintiff(s):** 

Angela Quintero Represented By

Shawn S White

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

9:19-11692 Ragsdale F Panopio

Chapter 7

#29.00 CONT'D Hearing

RE: [37] Motion to Avoid Lien JUDICIAL LIEN with Lilia Serobian

Advanced from 12-16-20

FR. 12-3-20

Docket 37

### **Tentative Ruling:**

Ruling for December 3, 2020: Continued to 1/13/21 at 2:30 p.m. The initial status conference in the adversary proceeding is also continued to 1/13/21 at 2:30 p.m.

#### **Party Information**

**Debtor(s):** 

Ragsdale F Panopio Represented By

Matthew D. Resnik John K Rounds

**Movant(s)**:

Ragsdale F Panopio Represented By

Matthew D. Resnik Matthew D. Resnik Matthew D. Resnik John K Rounds John K Rounds John K Rounds

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

9:19-11692 Ragsdale F Panopio

Chapter 7

Adv#: 9:20-01046 Serobian v. Panopio

#30.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01046. Complaint by Lilia Serobian against Ragsdale F Panopio. false pretenses, false representation, actual fraud)),(65 (Dischargeability - other)) (Khojayan, Vahe)

(Dischargeability - other)) (Knojayan, v

FR. 10-21-20, 12-4-20

Docket 1

# **Tentative Ruling:**

Ruling for October 21, 2020: Continued to 12/16/20 at 2:30 p.m. Status report due by 12/2/20. Defendant's answer is due by 11/30/20.

#### **Party Information**

**Debtor(s):** 

Ragsdale F Panopio Represented By

Matthew D. Resnik John K Rounds

**Defendant(s):** 

Ragsdale F Panopio Represented By

John K Rounds

**Plaintiff(s):** 

Lilia Serobian Represented By

Vahe Khojayan

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

#### 9:20-10254 Michael A. Hershman

Chapter 7

#### #31.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01033. Complaint by Castle Real Estate Investments LLC against Michael A. Hershman, Linda J. Hershman. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Webb, Larry)

FR. 7-15-20, 8-26-20

Docket

\*\*\* VACATED \*\*\* REASON: Amended order entered on 10-27-20. Hearing continued to March 17, 2021 at 2:30pm.

#### **Tentative Ruling:**

Ruling for August 26, 2020: Continued to 1/13/21 at 2:30 p.m.; Updated status report should be filed no later than 1/4/21. Plaintiff must lodge a scheduling order which includes the following dates:

Last day for discovery to be completed - 11/6/20;

Last day to join other parties and to amend pleadings - 11/6/20;

Last day to file case dispositive motions - 11/25/20; and

Last day for hearings on the case dispositive motions - 1/13/21.

### **Party Information**

### **Debtor(s):**

Michael A. Hershman Represented By

Brent D George

**Defendant(s)**:

Michael A. Hershman Pro Se

Linda J. Hershman Pro Se

**Joint Debtor(s):** 

Linda J. Hershman Represented By
Brent D George

1/13/2021 8:14:05 AM Page 37 of 41

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Michael A. Hershman

Chapter 7

**Plaintiff(s):** 

Castle Real Estate Investments LLC Represented By

Larry D Webb

**Trustee(s):** 

Jeremy W. Faith (TR)

Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

2:30 PM

9:20-10954 Whittaker Bradley

Chapter 7

Adv#: 9:20-01055 Carrera v. Bradley

#32.00 Status HearingRE: [1] Adversary case 9:20-ap-01055. Complaint by Santana Carrera against Whittaker Bradley. willful and malicious injury)) (Handy, Brad)

Docket 1

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

**Defendant(s):** 

Whittaker Bradley Pro Se

**Plaintiff(s):** 

Santana Carrera Represented By

Benjamin Tryk

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 13, 2021

**Hearing Room** 

201

3:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#33.00 CONTD. Hearing

RE: [208] Motion to Convert Case From Chapter 11 to 7. Notice Of Motion And Motion To Convert Debtor's Chapter 11 Case To Chapter 7; Memorandum Of Points And Authorities LLC (Oh, Juliet)

FR. 12-30-20

Docket 208

\*\*\* VACATED \*\*\* REASON: Voluntary Dismissal of Motion was filed 1/11/21.

### **Tentative Ruling:**

Ruling for December 30, 2020: Continued to 1/13/21 at 3:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Jeffrey D Sternklar

Juliet Y Oh

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Wednesday, January 13, 2021

**Hearing Room** 

201

3:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#34.00 Hearing

RE: [210] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: All inventory of the Debtor, comprised of finished goods, work in progress, raw materials, packaging, etc. located at 45 Industrial Way, Buellton, California 93427.

Docket 210

\*\*\* VACATED \*\*\* REASON: Voluntary Dismissal of Motion was filed 1/11/21.

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik Jeffrey D Sternklar

Juliet Y Oh

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Thursday, January 14, 2021

**Hearing Room** 

201

10:00 AM **9:00-0000** 

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1617122047

**ZoomGov meeting number:** 161 712 2047

**Password:** 413314

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 14, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#1.00 CONT'D Hearing

RE: [44] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20

Docket 44

### **Tentative Ruling:**

#### **Ruling for November 5, 2020**

Continued to 1/14/21 @ 10:00 a.m.

<b>D</b> 4		•	, •
Party ]	mt	ARMA	Inn

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GLR, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

1/14/2021 8:09:21 AM

Page 2 of 8

Thursday, January 14, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Zev Shechtman Eric P Israel George E Schulman

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, January 14, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#2.00 CONT'D Hearing

RE: [45] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20

Docket 45

### **Tentative Ruling:**

**Ruling for November 5, 2020** 

Continued to 1/14/21 @ 10:00 a.m.

<b>D</b> 4		•	, •
Party ]	mt	ARMA	Inn

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

Movant(s):

GRL, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

1/14/2021 8:09:21 AM

Page 4 of 8

Thursday, January 14, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Zev Shechtman Eric P Israel George E Schulman

Thursday, January 14, 2021

**Hearing Room** 

201

10:00 AM

### 9:19-11573 HVI Cat Canyon, Inc.

Chapter 11

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#### #3.00 CONTD. Status Hearing

RE: [1] Adversary case 9:20-ap-01006. Complaint by Michael A. McConnell, Chapter 11 Trustee against GLR, LLC, a Delaware limited liability company, GRL, LLC, a Delaware limited liability company. (Charge To Estate). Chapter 11 Trustee's Complaint: (1) To Avoid and Recover Preferential Transfers; (2) To Avoid and Recover Fraudulent Transfers; and (3) For Turnover and Accounting Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) (Shechtman, Zev)

FR. 3-12-20, 4-17-20, 7-15-20, 9-29-20, 12-15-20 (Advanced), 12-2-20

Docket 1

#### **Tentative Ruling:**

**Ruling for 7/15/20:** Continued to 9/29/20 at 10:30 a.m.

#### Ruling for April 17, 2020

Continued to July 15, 2020 at 2:30 p.m. A brief updated status report shall be filed by July 1, 2020.

The discovery cutoff and deadline to join parties and amend pleadings is October 30, 2020.

The deadline to file case-dispositive pre-trial motions is December 4, 2020.

The Court will set a deadline for such motions to be heard.

#### **April 17, 2020**

The Court previously designated the April 17, 2020 hearings in the above-referenced case and adversary proceedings as telephonic hearings. Parties that intend to participate must arrange for a telephonic appearance with CourtCall at (888) 882-6878 or (866) 582-6878. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and

Thursday, January 14, 2021

**Hearing Room** 

201

10:00 AM

#### CONT... HVI Cat Canyon, Inc.

Chapter 11

FREE access for parties who do not have an attorney (pro se parties).

In addition, the Court is now pleased to offer parties the opportunity to appear on April 17, 2020 by video conference. Interested parties may participate in the hearing using the following URL:

https://meet.lync.com/fedcourts-cacb/martin\_barash/6C9NV1WT (there is an underscore character between "martin" and "barash")

The Court's video conference connection is facilitated using Skype for Business. However, it is not necessary to have a Skype for Business account. Simply open your web browser and type in the URL noted above. You will be prompted to download the Skype for Business web browser plug-in and directed to join the video conference.

PLEASE NOTE: Audio for the hearing will be available through CourtCall only. Audio associated with the Skype for Business video conference will be disabled. You must register with CourtCall to obtain a telephonic audio feed and participate in the April 17, 2020 hearing.

#### **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

Plaintiff(s):

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

Thursday, January 14, 2021

Hearing Room

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

**Chapter 11** 

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By
Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Friday, January 15, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1607897453

**ZoomGov meeting number:** 160 789 7453

**Password:** 542679

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Friday, January 15, 2021

**Hearing Room** 

303

 $\underline{10:00\,AM}$ 

CONT...

Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Friday, January 15, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:18-11802 Irina Raskin

Chapter 7

#1.00 Objection to claim number 2-3 by claimant Alex Raskin and request for judicial notice

fr. 11/10/20, 11/12/20

Docket 279

### **Tentative Ruling:**

#### Ruling for November 12, 2020:

Continued to January 15, 2021 @ 10:00 a.m. Simultaneous supplemental briefs addressing the issues identified by the Court to be filed by December 4, 2020 with simultaneous supplemental reply briefs to be filed by December 18, 2020.

#### Ruling for November 10, 2020:

Continued to 10:00 a.m. on November 12, 2020.

### **Party Information**

#### **Debtor(s):**

Irina Raskin Represented By

Stella A Havkin

**Trustee(s):** 

David Seror (TR) Represented By

Nancy H Zamora

Tuesday, January 19, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1605659957">https://cacb.zoomgov.com/j/1605659957</a>

**ZoomGov meeting number:** 160 565 9957

**Password:** 820701

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Tuesday, January 19, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Tuesday, January 19, 2021

**Hearing Room** 

303

10:00 AM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#1.00 Motion for relief from stay [RP]

WILMINGTON TRUST, NATIONAL ASSOCIATION

fr. 11/10/20, 12/9/20

STIP FILED 12/17/20

Docket 101

\*\*\* VACATED \*\*\* REASON: Continued to 2/3/21 at 10:00 on the Court's own motion - jc

**Tentative Ruling:** 

Ruling for December 9, 2020: Continued to 1/19/21 at 10:00 a.m.

**Ruling for November 10, 2020:** Continued to 12/9/20 at 10:00 a.m.

#### **Party Information**

**Debtor(s):** 

Sergio Anthony Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Movant(s):** 

Wilmington Trust, National Represented By

Darlene C Vigil

Tuesday, January 19, 2021

**Hearing Room** 

303

10:00 AM

**1:20-11671 Javier Caceres** 

Chapter 11

#2.00 Motion for relief from stay [RP]

VELOCITY COMMERCIAL CAPITAL, LLC

fr. 1/5/21;

Docket 63

\*\*\* VACATED \*\*\* REASON: Continued to 2/3/21 @ 1:30 p.m.

**Tentative Ruling:** 

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Javier Caceres Represented By

Onyinye N Anyama

Tuesday, January 19, 2021

**Hearing Room** 

303

11:00 AM

1:04-14960 Kathie E Suissa and Elvis D Suissa

Chapter 7

#3.00 Trustee's final report and applications for compensation

Docket

\*\*\* VACATED \*\*\* REASON: Final ruling listed below.

134

**Tentative Ruling:** 

Final Ruling for January 19, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed. Appearances waived.

## **Party Information**

**Debtor(s):** 

Kathie E Suissa Represented By

Mark J Markus Gregory M Salvato

**Joint Debtor(s):** 

Elvis D Suissa Represented By

Mark J Markus Stella A Havkin

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Reagan E Boyce Jessica L Bagdanov

Tuesday, January 19, 2021

**Hearing Room** 

303

11:00 AM

1:19-11426 Patrick Kok Wah Wong

Chapter 7

#4.00

Joint Motion Pursuant to Federal Rule of Bankruptcy Procedure 9019 for Approval of Settlement Agreement Between the Debtor and Wedgewood, LLC, solely as Administrator of the Civic Holdings III Trust and the Civic Securitization Trust I, and Civic Financial Services, LLC

Docket 120

\*\*\* VACATED \*\*\* REASON: Motion withdrawn 12/29/20 - jc

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Patrick Kok Wah Wong Represented By

Michael Jones

**Trustee(s):** 

Jason M Rund (TR) Pro Se

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

1:19-10910 Nilsa Quintana

Chapter 11

#5.00 Disclosure statement hearing regarding chapter 11 plan of reorganization

fr. 12/9/20

Docket 103

\*\*\* VACATED \*\*\* REASON: Final ruling listed below

#### **Tentative Ruling:**

<u>Final Ruling for January 19, 2021:</u> The Debtor has complied with the Court's instruction regarding notice. However, the Debtor has not yet filed a declaration in support of the disclosure statement. Therefore, this matter is continued to 2/3/21 at 1:30 p.m. The Debtor must file and serve a declaration in support of disclosure statement no later than 1/22/21. Appearances are waived for this hearing.

Ruling for December 9, 2020: Continued to 1/19/21 at 1:30 p.m. Serve amended notice on all creditors, including Wells Fargo, at the proof of claim address.

#### **Party Information**

#### **Debtor(s):**

Nilsa Quintana

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P Sanchez

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

1:19-10910 Nilsa Quintana

Chapter 11

#6.00 Chapter 11 scheduling and case management conference

fr. 6/11/19; 9/11/19, 10/23/19, 12/11/19, 1/22/20, 3/17/20, 5/13/20, 6/8/20, 9/2/20, 9/14/20. 11/10/20, 12/9/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 2/3/21 at 1:30 p.m. on the Court's own motion - jc

## **Tentative Ruling:**

Ruling for December 9, 2020: Continued to 1/19/21 at 1:30 p.m.

Final Ruling for November 10, 2020: Continued to 12/9/20 at 1:30 to trail the hearing on the disclosure statement. Debtor should file and serve a notice of continued hearing no later than 11/17/20. No updated status report is required.

**Ruling for 9/14/20:** Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve a notice of continued hearing. No updated status report is required for the continued status conference.

Ruling for June 8, 2020: Deadline to file plan and disclosure statement is 7/31/20. Continued to 9/2/20 at 1:30 p.m. This date may also be used for disclosure statement hearing if there's at least 42 days notice of the hearing.

#### Ruling for May 13, 2020:

Continued to June 8, 2020 at 1:30

#### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

## CONT... Nilsa Quintana

Chapter 11

provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Final Ruling for March 17, 2020: The chapter 11 status conference is continued to 5/13/20 at 1:30 p.m. Also, the evidentiary hearing which is currently scheduled for 3/31/20 at 10:00 a.m. is continued as a status conference to 5/13/20 at 1:30 p.m. Appearances for the 3/17/20 status conference are waived.

Ruling for January 22, 2020: Continued to 3/17/20 at 1:30 p.m. No new status report is required. However, the parties may file a status report to update the Court.

**Ruling for 12/11/19:** Cont. to 1/22/20 at 1:30 p.m. Court will do the order continuing the matter. All parties must be present at the continued hearing.

## Ruling for 10/23/19:

Continued to December 11, 2019 at 1:30 p.m.

Ruling for 9/11/19: Cont. to 10/23/19 at 1:30 p.m. No new status report needed. Debtor must file and serve notice of continued status conference.

#### Ruling for June 11, 2019:

The chapter 11 status conference is continued to September 11, 2019 at 1:30 pm. Appearances on June 11, 2019 are excused.

The debtor shall promptly lodge an order: (i) establishing August 23, 2019 as the general bar date in this case, (ii) directing the debtor to serve notice of the bar date on the required local form no later than June 21, 2019; and (iii) establishing September 27, 2019 as the deadline to file a chapter 11 plan and disclosure statement.

The debtor also shall file and serve on all creditors a notice of continued chapter 11

Tuesday, January 19, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Nilsa Quintana status conference.

**Chapter 11** 

**Party Information** 

**Debtor(s):** 

Nilsa Quintana

Represented By Lionel E Giron

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

1:20-11435 Glostation USA, Inc.

Chapter 11

**#7.00** 

First and final application of SulmeyerKupetz, for allowance and payment of fees and expenses; period: 8/13/20 to 11/30/20 fee: \$472,027.50, expenses: \$8,717.05.

315

Docket

\*\*\* VACATED \*\*\* REASON: Final ruling listed below.

## **Tentative Ruling:**

<u>Final Ruling for January 19, 2021:</u> Approve fees and costs as requested. The Applicant shall lodge a conforming order no later than January 26, 2021. Appearances waived.

## **Party Information**

## **Debtor(s):**

Glostation USA, Inc.

Represented By Steven Werth David S Kupetz Jason D Strabo Claire K Wu Asa S Hami

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

**1:20-11435** Glostation USA, Inc.

Chapter 11

#8.00

First and final application of Brinkman Law Group, PC for compensation and reimbursement of expenses period: 9/18/20 to 11/30/20 fee: \$145,596.00, expenses: \$521.80.

Docket 322

\*\*\* VACATED \*\*\* REASON: Continued to 2/3/21 at 1:30 p.m. on the Court's own motion

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

Glostation USA, Inc.

Represented By Steven Werth David S Kupetz Jason D Strabo Claire K Wu Asa S Hami

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

**1:20-11435** Glostation USA, Inc.

Chapter 11

#8.10 Application to employ Dundon Advisors LLC as financial advisor

Docket 314

\*\*\* VACATED \*\*\* REASON: Continued to 2/3/21 at 1:30 p.m. on the Court's own motion - jc

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Glostation USA, Inc.

Represented By Steven Werth David S Kupetz Jason D Strabo Claire K Wu Asa S Hami

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

1:19-11192 **Anait Akopyan** 

Chapter 11

#9.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 2/3/21 @ 1:30 p.m.

#### **Tentative Ruling:**

**Ruling for November 10, 2020:** Continued to 1/19/21 at 1:30 p.m. Debtor may use this date for a disclosure statement hearing if notice and service is proper.

**Ruling for 9/14/20:** Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve notice of continuance. No updated status report needed.

Ruling for May 26, 2020: Continued to 8/12/20 at1:30 p.m. Debtor to file and serve notice of continued status conference. No new status report needed.

#### Ruling for March 17, 2020

Appearances waived. Continued to May 26, 2020 at 1:30 p.m.

<u>Tentative Ruling for September 25, 2019</u>: Continued to December 11, 2019 at 1:30 p.m. Debtor shall file an updated status report two weeks prior to the continued status conference. Appearances waived.

Ruling for 6/25/19: Bar date is 8/30/19. Debtor to lodge bar date order which requires the bar date notice to be in the mail by 7/2/19. Deadline for plan and disclosure statement filing is 1/31/20. Continued to 9/25/19 at 1:30 p.m. Debtor must file an updated status report by 9/11/19.

## **Party Information**

#### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

Tuesday, January 19, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Anait Akopyan

**Chapter 11** 

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#10.00 Status conference re chapter 11 subchapter V

voluntary petition individual

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 2/3/21 @ 1:30 p.m.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

1:19-11005 Helen Galope

Chapter 11

#11.00 Final fee application of Resnik, Hayes, Moradi, LLP

for compensation for allowance of fees and expenses for the period of 5/21/20 to 9/25/20

feesL: \$7,933.50, expenses: \$60.15.

Docket 124

\*\*\* VACATED \*\*\* REASON: Final ruling listed below.

**Tentative Ruling:** 

Final Ruling for January 19, 2021

Approve requested fees and expenses. No objections filed. Appearances waived.

**Party Information** 

**Debtor(s):** 

Helen Galope Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

Tuesday, January 19, 2021

**Hearing Room** 

303

1:30 PM

1:19-11005 Helen Galope

Chapter 11

#12.00 Post-Confirmation status conference

fr. 3/17/20, 4/28/20, 6/30/20; 7/13/20, 8/12/20, 8/17/20

Docket 58
\*\*\* VACATED \*\*\* REASON: Continued to 4/27/21 @ 1:30 p.m.

#### **Tentative Ruling:**

## Ruling for August 17, 2020

Confirmed. The confirmation order either needs to recite the terms of the Deutsche Bank stipulation or incorporate them by reference and also must include the language in LBR 3020-1(b) re: a post-confirmation conversion. The confirmation order also shall order the reorganized Debtor to serve a notice of Effective Date on all parties entitled to receive a distribution within 30 days of the Effective Date. January 19, 2021 at 1:30 p.m. will be the post-confirmation status conference.

#### **Party Information**

#### **Debtor(s):**

Helen Galope

Represented By Matthew D. Resnik Roksana D. Moradi-Brovia

Wednesday, January 20, 2021

**Hearing Room** 

201

10:00 AM

9:20-10954 Whittaker Bradley

Chapter 7

#1.00 Hearing

RE: [29] Notice of Motion and Motion in Individual Case for Order Confirming Termination of Stay under 11 U.S.C. 362(j) or That No Stay is in Effect under 11 U.S.C. 362(c)(4)(A)(ii) .

Docket 29

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 10:00am

## **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

11:30 AM

9:20-10858 Deepa Biswas Willingham

Chapter 7

#2.00 CONT'D Hearing

RE: [44] Motion For Sale of Property of the Estate under Section 363(b) - No

Fee with proof of service (Beall, William)

Advanced from 12-16-20 FR. 12-3-20, 12-4-20

Docket 44

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 11:30am

## **Party Information**

**Debtor(s):** 

Deepa Biswas Willingham Represented By

Reed H Olmstead

Movant(s):

Jerry Namba (TR) Represented By

William C Beall Carissa N Horowitz

Trustee(s):

Jerry Namba (TR) Represented By

William C Beall Carissa N Horowitz

Wednesday, January 20, 2021

**Hearing Room** 

201

1:30 PM

9:19-11819 Steven Corl Decker

Chapter 11

#3.00 CONT'D Hearing

Chapter 11 Status Conference

FR. 12-18-19, 3-25-20, 4-29-20, 7-1-20, 8-26-20, 11-18-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 1:30pm

# **Party Information**

## **Debtor(s):**

Steven Corl Decker

Pro Se

Wednesday, January 20, 2021

**Hearing Room** 

201

1:30 PM

9:20-10178 Nava Enterprise, Inc

Chapter 12

#4.00 CONT'D Status Hearing on Confirmation of Chapter 12 Plan

FR. 9-30-20, 12-4-20

Docket 132

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 1:30pm

## **Party Information**

**Debtor(s):** 

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

**Trustee(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian

Wednesday, January 20, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#5.00 CONTD. Hearing

RE: [16] Emergency motion Debtor Citco Enterprises, Inc.'s Emergency Motion for Order Authorizing Use of Cash Collateral; Memorandum of Points and Authorities; Declaration of Caesar Ho in Support Thereof

FR. 9-4-20, 9-30-20

Docket 16

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 1:30pm

## **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

Citco Enterprises, Inc. Represented By

Michael Jay Berger Michael Jay Berger Michael Jay Berger

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:18-10584 Corona Elias

Chapter 7

Adv#: 9:20-01016 Faith v. Elias et al

#6.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01016. Complaint by Jeremy W. Faith against David Medina Elias, Corona Elias. (Charge To Estate). (Attachments: # 1 Adversary Coversheet) Nature of Suit: (91 (Declaratory judgment)),(11 (Recovery of money/property - 542 turnover of property)) (Pagay, Carmela)

FR. 4-15-20, 6-17-20, 8-26-20, 10-21-20, 12-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Corona Elias Represented By

Vaughn C Taus

**Defendant(s):** 

David Medina Elias Pro Se

Corona Elias Represented By

Vaughn C Taus

**Plaintiff(s):** 

Jeremy W. Faith Represented By

Carmela Pagay

**Trustee(s):** 

Jeremy W. Faith (TR)

Represented By

Carmela Pagay

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

#7.00 Hearing

RE: [39] Motion For Summary Judgment

Docket 39

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Bridgette Allison Payton Represented By

Patrick T Green

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

Patrick T Green

**Plaintiff(s):** 

Diversified Engineering of Westlake, Represented By

Larry D Webb

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

# 9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

#8.00 CONT'D Status conference re complaint for:

(1) false pretenses, false representation, actual fraud

(2)dischargeability - 523(a)(4)

(3)fraud as fiduciary, embezzlement, larceny

(4)dischargeability - 523(a)(6)

(5)willful and malicious injury

(6)Objection / revocation of discharge - 727(c),(d),(e)))

FR. 11/28/18, 2/25/19, 5/22/19, 9/12/19, 12/12/19, 4/15/20, 7/1/20, 9/16/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

#### **Debtor(s):**

Bridgette Allison Payton Represented By

Patrick T Green

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

Patrick T Green

Plaintiff(s):

Diversified Engineering of Westlake, Represented By

Larry D Webb

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Bridgette Allison Payton

Chapter 7

**Trustee(s):** 

Jeremy W. Faith (TR)

Pro Se

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

**#9.00** Hearing

RE: [53] Motion DEFENDANTS BRIDGETTE PAYTON AND ROY MENDOZA'S MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT FOR FAILURE TO STATE A CAUSE OF ACTION

Docket 53

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Bridgette Allison Payton Represented By

Patrick T Green

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

Patrick T Green

**Plaintiff(s):** 

Diversified Engineering of Westlake, Represented By

Larry D Webb

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

**9:18-12140** Greg Griswold

Chapter 7

Adv#: 9:19-01051 Griswold v. Offshore Marina, Inc.

#10.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01051. Complaint by Greg Griswold against Offshore Marina, Inc. . (Charge To Estate). Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer))

FR. 12-4-19, 3-25-20, 7-15-20, 9-30-20, 12-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to February 10, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Greg Griswold Pro Se

**Defendant(s):** 

Offshore Marina, Inc.

Pro Se

**Plaintiff(s):** 

Greg Griswold Pro Se

Trustee(s):

Jerry Namba (TR) Represented By

Meghann A Triplett

Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:19-10481 Mindy Chapman-Shapiro

Chapter 7

Adv#: 9:20-01017 McBeth v. Chapman-Shapiro

#11.00 CONT'D Hearing

RE: [25] Motion Notice of Motion and Motion for Sanctions for Failure to Serve

Discovery Responses; Dec. of Felicita A. Torres (Torres, Felicita)

FR. 10-21-20, 12-4-20

Docket 25

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2,

2021 at 2:30pm

**Party Information** 

**Debtor(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Defendant(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Movant(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:19-10481 Mindy Chapman-Shapiro

Chapter 7

Adv#: 9:20-01017 McBeth v. Chapman-Shapiro

#12.00 CONT'D Status conference re: complaint for:

1. Declaratory relief regarding the bindingness of confirmed ch 11 plan;

2. Injunctive or other equitable relief

FR. 4-15-20, 7-1-20, 12-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Defendant(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:19-11122 Rasbe, Inc

Chapter 7

Adv#: 9:19-01054 Silverlake Park, LLC et al v. Rasbe, Inc et al

## #13.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01054. Notice of Removal by Silverlake Park, LLC, Jerry Namba. (Attachments: # 1 Adversary Coversheet # 2 Notice of Status Conference # 3 Proof of Service) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)),(91 (Declaratory judgment)),(72 (Injunctive relief - other)) (Pagay, Carmela)

FR. 12-4-19, 1-29-20, 2-10-20, 3-25-20, 5-20-20, 7-15-20, 9-30-20, 12-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

#### **Debtor(s):**

Rasbe, Inc Represented By

Khachik Akhkashian

**Defendant(s):** 

Rasbe, Inc Pro Se

Sherr, LLC Pro Se

Komie, Inc. Pro Se

Emmet, Inc. Pro Se

Benel, Inc. Pro Se

Kayam, Inc. Represented By

Matthew Abbasi

Rone Oren Pro Se

Cucamonga Inc. Pro Se

Laura Ballegeer Represented By

Matthew Abbasi

1/20/2021 10:53:54 AM

Page 14 of 20

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

CONT... Rasbe, Inc Chapter 7

DOES 1-29 inclusive Pro Se

**Plaintiff(s):** 

Silverlake Park, LLC Pro Se

Jerry Namba Represented By

Carmela Pagay

Richard P Steelman Jr

**Trustee(s):** 

Jerry Namba (TR) Represented By

Timothy J Yoo Carmela Pagay

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:19-11415 Sara Sierra

Chapter 7

Adv#: 9:19-01077 Valencia v. Sierra

#14.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01077. Complaint by Gustavo Valencia against Sara Sierra. willful and malicious injury)),(64 (Dischargeability - 523(a)(15), divorce/sep property settlement/decree)) (Grant, Karen)

FR. 1-29-20, 4-29-20, 8-5-20, 11-4-20, 12-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Sara Sierra Represented By

Kenneth H J Henjum

**Defendant(s):** 

Sara Sierra Represented By

Creighton A Stephens

Plaintiff(s):

Gustavo Valencia Represented By

Karen L Grant

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:19-11883 Dwight G Beckstrand

Chapter 7

Adv#: 9:20-01025 Verdi v. Beckstrand

#15.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01025. Complaint by Cameron N Verdi against Dwight G Beckstrand. false pretenses, false representation, actual fraud)) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) ,(68 (Dischargeability - 523(a)(6), willful and malicious injury))

FR. 5-7-20, 8-26-20, 11-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Dwight G Beckstrand Represented By

Sandra McBeth

**Defendant(s):** 

Dwight G Beckstrand Pro Se

Plaintiff(s):

Cameron N Verdi Pro Se

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:19-11918 Mahmood Jafroodi

Chapter 7

Adv#: 9:20-01024 Ramirez et al v. Jafroodi

#16.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01024. Complaint by Carolina Ramirez, Luis Angel Colunga Gocabar, Nelly Gonzales, Margarita Hernandez, Rigoberto Saavedra, Liney Silva against Mahmood Jafroodi. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(65 (Dischargeability - other)) (Guevara Zamora, Cecilia)

FR. 4-29-20, 7-15-20, 9-16-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Mahmood Jafroodi Represented By

William E. Winfield

**Defendant(s):** 

Mahmood Jafroodi Pro Se

**Plaintiff(s):** 

Carolina Ramirez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Luis Angel Colunga Gocabar Represented By

Cecilia Guevara Zamora

Ezra Kautz

Nelly Gonzales Represented By

Cecilia Guevara Zamora

Ezra Kautz

1/20/2021 10:53:54 AM

Page 18 of 20

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

CONT... Mahmood Jafroodi Chapter 7

Margarita Hernandez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Rigoberto Saavedra Represented By

Cecilia Guevara Zamora

Ezra Kautz

Liney Silva Represented By

Cecilia Guevara Zamora

Ezra Kautz

Trustee(s):

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Wednesday, January 20, 2021

**Hearing Room** 

201

2:30 PM

9:20-10108 Aldo Sosa

Chapter 7

Adv#: 9:20-01052 McBeth v. Sosa

#17.00 Status Hearing

RE: [1] Adversary case 9:20-ap-01052. Complaint by Sandra K. McBeth against Edgar Sosa. (\$350.00 Fee Charge To Estate). Nature of Suit: (31 (Approval of sale of property of estate and of a co-owner - 363(h))) (Torres, Felicita)

FR. 11-18-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to February 2, 2021 at 2:30pm

## **Party Information**

**Debtor(s):** 

Aldo Sosa Represented By

Bernal P Ojeda

**Defendant(s):** 

Edgar Sosa Pro Se

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

Trustee(s):

Sandra McBeth (TR) Represented By

Felicita A Torres

Thursday, January 21, 2021

**Hearing Room** 

303

1:30 PM 1:00-00000

Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1608972790

ZoomGov meeting number: 160 897 2790

Password: 090616

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Thursday, January 21, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Courtroom 303 Calendar

Thursday, January 21, 2021

**Hearing Room** 

303

1:30 PM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01003 GOTTLIEB v. Campbell

#1.00 Status conference re amended complaint for:

- (1) recovery of money / property § 548.fraudulent transfer
- (2) recovery of money / property other

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20, 10/29/20

Docket 3

\*\*\* VACATED \*\*\* REASON: Continued to 3/26/21 at 1:30 PM per Order entered 12/17/20 [Dkt. #37]

#### **Tentative Ruling:**

#### Ruling for October 29, 2020:

Continued to January 21, 2021 at 1:30 p.m.

#### Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

**Ruling for 6/26/20:** Continued to 8/13/20 at 2:30 p.m. No new status report required.

Ruling for 3/19/20: Continued to 6/25/20 at 1:30 p.m. Trustee shall file a motion for default judgment before that date. Trustee should set the motion for default judgment for 6/25/20 at 1:30 p.m. If this is done, then no updated status report is needed.

## March 19, 2020

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

#### **Party Information**

Thursday, January 21, 2021

Hearing Room

303

<u>1:30 PM</u>

**CONT...** Penthouse Global Media, Inc.

Chapter 7

**Debtor(s):** 

Penthouse Global Media, Inc. Represented By

Michael H Weiss

**Defendant(s):** 

Robert Campbell Pro Se

**Plaintiff(s):** 

DAVID K GOTTLIEB Represented By

Bradley E Brook

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

Thursday, January 21, 2021

**Hearing Room** 

303

1:30 PM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01004 GOTTLIEB v. Holland et al

#2.00 Status conference re complaint for:
recovery of money/property - 548 fraudulent transfer
other actions that would have been brought in state court
if unrelated to bankruptcy

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20, 10/29/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Per Order entered on December 17, 2020, status conference continued to March 26, 2021 at 1:30 p.m.

#### **Tentative Ruling:**

## Ruling for October 29, 2020:

Continued to January 21, 2021 at 1:30 p.m.

# Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

**Ruling for 6/26/20:** Continued to 8/13/20 at 2:30 p.m. Trustee should file a notice of continued status conference.

Ruling for 3/19/20: Continued to 6/25/20 at 1:30 p.m. Updated joint status report must be filed by 6/11/20.

## **Party Information**

#### **Debtor(s):**

Penthouse Global Media, Inc.

Represented By Michael H Weiss

Thursday, January 21, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Penthouse Global Media, Inc.

Chapter 7

**Defendant(s):** 

Kelly HollandPro SeRevideo, Inc.Pro Se

**Plaintiff(s):** 

DAVID K GOTTLIEB Represented By

Bradley E Brook

**Trustee(s):** 

David Keith Gottlieb (TR) Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

Thursday, January 21, 2021

**Hearing Room** 

303

1:30 PM

1:18-11844 Joe Wallace

Chapter 7

Adv#: 1:20-01073 Seror, Chapter 7 Trustee v. Wallace

#3.00 Status conference re complaint for:

objecting to entry of discharge pursuant to 11 U.S.C. §§ 727(a) and (c) and objection / revocation of discharge - 727(c),(d),(e)

fr. 9/24/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 2/18/21 at 1:30 p.m. on the Court's own motion - jc

# **Tentative Ruling:**

Ruling for September 24, 2020: Continued to 1/22/21 at 1:30 p.m. Non-expert discovery cut-off is 5/31/21. Joint status report or stipulation regarding balance of litigation schedule must be filed by 1/8/21. Plaintiff's counsel should lodge a conforming order.

## **Party Information**

**Debtor(s):** 

Joe Wallace Represented By

Alfred J Verdi

**Defendant(s)**:

Joe Wallace Pro Se

**Plaintiff(s):** 

David Seror, Chapter 7 Trustee Represented By

Susan K Seflin

**Trustee(s):** 

David Seror (TR) Represented By

Jessica L Bagdanov

David Seror

Thursday, January 21, 2021

**Hearing Room** 

303

1:30 PM

# 1:18-12994 Maldonado Construction and Associates Corporation

Chapter 7

Adv#: 1:19-01131 Diane C. Weil, Chapter 7 Trustee for the Bankruptc v. Maldonado

**#4.00** Status conference re complaint for:

- (1) avoidance of fraudulent transfer;
- (2) recovery of avoided transfers;
- (3) declaratory relief; and
- (4) turnover of property [11 U.S.C. §§ 542, 548, and 550]

fr. 1/9/20, 3/19/20, 5/28/20, 9/3/20; 9/15/20, 11/20/20

Docket 1
\*\*\* VACATED \*\*\* REASON: Continued to 3/26/21 at 1:30 p.m.

#### **Tentative Ruling:**

<u>Final Ruling for January 21, 2021:</u> Based on the parties' representations of settlement in their most recent joint status report, the status conference is continued to **March 26, 2021 at 1:30 p.m.** to provide the parties additional time to document their settlement. If a motion to approve settlement is not filed before the continued status conference, then the parties must file a joint status report no later than March 12, 2021. Appearances are waived.

Final Ruling for November 20, 2020: Based on the parties' representations of settlement in the joint status report, the status conference is continued to January 21, 2021 at 1:30 p.m. to provide the parties time to document their settlement. If a motion to approve settlement is not filed before the continued status conference, then the parties must file a joint status report no later than January 7, 2021. Appearances are waived.

Ruling for September 15, 2020: Continued to 11/20/20 at 2:30 p.m.

Thursday, January 21, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Maldonado Construction and Associates Corporation

Chapter 7

Ruling for May 28, 2020

Continued to September 3, 2020 at 1:30 p.m.

Final Ruling for March 19, 2020: Since the parties are seeking to schedule a mediation in this action, the status conference is continued to 5/28/20 at 1:30 p.m. Should the parties need additional time to mediate, please file and serve a stipulation to continue. Appearances are waived for the 3/19/20 status conference.

Ruling for 1/9/20: Continue to 3/19/20 at 1:30 p.m.

# **Party Information**

**Debtor(s):** 

Maldonado Construction and Represented By

Steven A Alpert

**Defendant(s):** 

Carlos E. Maldonado Pro Se

**Plaintiff(s):** 

Diane C. Weil, Chapter 7 Trustee for Represented By

Anthony A Friedman

**Trustee(s):** 

Diane C Weil (TR)

Represented By

Anthony A Friedman

Thursday, January 21, 2021

**Hearing Room** 

303

1:30 PM

## 1:19-11192 **Anait Akopyan**

Chapter 11

Adv#: 1:19-01099 Novastar LLC, a Delaware limited liability company v. Akopyan

#5.00 Status conference re complaint for:

determination of non-dischargeability of debt based upon fraud under 11 U.S.C. section 523(a)(2)(A) of the bankruptcy code

fr. 10/24/19, 11/14/19, 1/23/20, 5/26/20, 8/13/20, 8/21/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Order on stipulation for voluntary dismissal with prejudice entered 1/15/21. [Dkt.46]

## **Tentative Ruling:**

## Ruling for August 21, 2020

Continued to January 22, 2021 at 1:30 p.m. If the adversary proceeding has not been dismissed, the parties are required to file a joint status report by January 8, 2020. Defendant to file and serve notice.

Ruling on January 23, 2020: Continued to 5/28/20 at 1:30 p.m. Joint status report is due by 5/14/20.

## Ruling on November 14, 2019

The December 12, 2019 status conference is continued to January 23, 2020 at 2:30 p.m.

#### **Party Information**

## **Debtor(s)**:

Anait Akopyan Represented By

Michael Jay Berger

#### **Defendant(s):**

Anait Akopyan Pro Se

1/20/2021 1:49:35 PM

Page 10 of 20

Thursday, January 21, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Anait Akopyan

**Chapter 11** 

**Plaintiff(s):** 

Novastar LLC, a Delaware limited

Represented By Lori C Hershorin

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

Adv#: 1:19-01051 World Systems Inc v. South Bay Properties et al

#6.00 Motion to dismiss adversary proceeding

fr. 9/12/19; 10/23/19; 1/9/20; 2/20/20; 4/2/20, 6/25/20; 6/26/20(stip), 8/24/20, 10/29/20, (adv fr.12/18/20), 12/10/20

Docket 14

\*\*\* VACATED \*\*\* REASON: Continued to 3/26/21 at 2:30 p.m. on the Court's own motion -jc

## **Tentative Ruling:**

Ruling for December 10, 2020: Continued to 1/21/21 at 2:30 p.m.

**Ruling for October 29, 2020:** Continued to 12/18/20 at 2:30 p.m.

<u>Final Ruling for August 24, 2020:</u> In light of the parties' tentative settlement, as described in the Debtor's post-mediation status report, this matter is continued to **October 29, 2020 at 2:30 p.m.** Appareances are waived.

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

## **Party Information**

## **Debtor(s):**

World Systems, Inc.

Represented By

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc.

Chapter 11

**Defendant(s):** 

South Bay Properties Represented By

Leslie A Cohen

Lewis R Landau

Best Alliance Foreclosure and Lien Pro Se

Equity Title Pro Se

Michael G Anderson Trust Pro Se

**Plaintiff(s):** 

World Systems Inc Represented By

Lewis R Landau

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

Adv#: 1:19-01051 World Systems Inc v. South Bay Properties et al

#7.00 Status conference re: first amended complaint

fr. 6/27/19, 9/12/19 (from 1:30pm); 9/12/19; 10/23/19; 1/9/20; 2/20/20; 4/2/20, 6/25/20; 6/26/20(stip), 8/24/20, 10/29/20, (adv fr.12/18/20), 12/10/20

Docket 13

\*\*\* VACATED \*\*\* REASON: Continued to 3/26/21 at 2:30 p.m. on the Court's own motion -jc

#### **Tentative Ruling:**

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

**Ruling for October 29, 2020:** Continued to 12/18/20 at 2:30 p.m. Joint status report must be filed by 12/4/20 unless a settlement is reached and a 9019 motion is filed.

<u>Final Ruling for August 24, 2020:</u> In light of the parties' tentative settlement, as described in the Debtor's post-mediation status report, this matter is continued to **October 29, 2020 at 2:30 p.m.** Appareances are waived.

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

## **CONT...** World Systems, Inc.

Chapter 11

Ruling for 6/27/19: Amended complaint must be filed by 7/15/19. Answer or responsive pleading due by 8/6/19. Continued to 9/12/19 at 1:30. Parties should file an updated joint status report. Plaintiff must lodge a scheduling order within seven days.

## **Party Information**

## **Debtor(s):**

World Systems, Inc. Represented By

Lewis R Landau

## **Defendant(s):**

South Bay Properties Pro Se

Michael G Anderson Trust Pro Se

Equity Title Pro Se

Best Alliance Foreclosure and Lien Pro Se

## **Plaintiff(s):**

World Systems Inc Pro Se

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

#8.00 Motion to extend time and for an order extending plan and disclosure statement. Filing deadline pending mediation conference due to Illness

fr. 4/1/20, 5/13/20, 6/8/20, 8/12/20, 8/17/20, 10/1/20, 10/29/20, (adv fr. 12/18/20), 12/10/20

Docket 123

\*\*\* VACATED \*\*\* REASON: Continued to 3/26/21 at 2:30 p.m. on the Court's own motion -jc

**Tentative Ruling:** 

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m.

#### **Ruling for 10/1/20:**

Continued to October 29, 2020 at 2:30 p.m.

#### Ruling for August 17, 2020

Tentative adopted.

<u>Tentative Ruling for August 17, 2020:</u> Based on the Debtor's representations that the Debtor and South Bay Properties, LLC have tentatively settled their dispute, this matter is **continued to 10/1/20 at 1:30 p.m.** Appearances are waived.

**Ruling for June 8, 2020:** Continued to 8/12/20 at 1:30 p.m.

## **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30 p.m.

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc.

Chapter 11

**Ruling for April 1, 2020:** Extension request is granted through 5/13/20. Continued to 5/13/20 at 1:30 p.m.

## **Party Information**

## **Debtor(s):**

World Systems, Inc.

Represented By Lewis R Landau Leslie A Cohen

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

#9.00 Scheduling and case management conference re chapter 11 voluntary petition

fr. 3/26/19; 6/25/19; 8/14/19, 11/13/19, 2/19/20, 4/1/20, 5/13/20, 6/8/20, 8/12/20, 8/17/20, 10/1/20, 10/29/20, (adv 12/18/20), 12/10/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 3/26/21 at 2:30 p.m. on the Court's own motion -jc

## **Tentative Ruling:**

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m.

## **Ruling for 10/1/20:**

Continued to October 29, 2020 at 2:30 p.m.

## Ruling for August 17, 2020

Tentative adopted.

<u>Tentative Ruling for August 17, 2020:</u> Based on the Debtor's representations that the Debtor and South Bay Properties, LLC have tentatively settled their dispute, this matter is **continued to 10/1/20 at 1:30 p.m.** Appearances are waived. Debtor is required to file an updated status report no later than 9/24/20.

**Ruling for June 8, 2020:** Continued to 8/12/20 at 1:30 p.m. Debtor is required to file an updated status report by 8/5/20.

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc.

Chapter 11

Ruling for May 13, 2020:

Continued to June 8, 2020 at 1:30 p.m.

Ruling for April 1, 2020: Continued to 5/13/20 at 1:30 p.m. Debtor may file a brief update at least one day prior to the hearing.

**Ruling for 2/19/20:** Continued to 4/1/20 at 1:30 p.m.

**Ruling for 11/13/19:** Deadline to file plan and disclosure statement continued to 1/31/20. Continued to 2/19/20 at 1:30 p.m. Debtor to file a notice of continued status conference.

# Ruling for August 14, 2019:

Continued to November 13, 2019 at 1:30 p.m. The Dtr can set its disclosure statement for hearing at the same date and time.

Ruling for 6/25/19: Debtor to lodge scheduling order establishing 10/1/19 as the deadline for the debtor to file a plan. Continued to 8/14/19 at 1:30 p.m. Debtor to serve notice of continuance. No updated status report needed.

## Ruling for March 26, 2019:

The general claims bar date is May 3, 2019. Debtor shall serve notice of the bar date by March 29, 2019. Continued to June 25, 2019 at 1:30 p.m. Debtor shall file and serve notice of the continued status conference.

#### **Party Information**

#### **Debtor(s):**

World Systems, Inc.

Represented By Lewis R Landau

Thursday, January 21, 2021

**Hearing Room** 

303

2:30 PM

1:20-11435 Glostation USA, Inc.

Chapter 11

Adv#: 1:20-01085 GLOSTATION USA, INC., a Delaware corporation, and v. YONKERS

#10.00 Yonkers Associates, LLC's Motion

to Dismiss Complaint

Docket 13

\*\*\* VACATED \*\*\* REASON: Order Approving Stipulation to Dismiss Adversary Proceeding was entered on 1/5/21.

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Glostation USA, Inc. Represented By

Steven Werth David S Kupetz Jason D Strabo Claire K Wu Asa S Hami

**Defendant(s):** 

YONKERS ASSOCIATES, LLC, a Represented By

Roger F Friedman

**Plaintiff(s):** 

GLOSTATION USA, INC., a Represented By

David S Kupetz Asa S Hami Claire K Wu

Friday, January 22, 2021

**Hearing Room** 

303

1:30 PM 1:00-00000

Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1608972790

**ZoomGov meeting number:** 160 897 2790

Password: 090616

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Friday, January 22, 2021	<b>Hearing Room</b>	303
1:30 PM CONT	(	Chapter

Docket 0

Tuesday, February 2, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter 0

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1612271682

**ZoomGov meeting number:** 161 227 1682

**Password:** 474952

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-10954 Whittaker Bradley

Chapter 7

#1.00 Hearing

RE: [29] Notice of Motion and Motion for Relief from the Automatic Stay under 11 U.S.C. 362 (Action in NonBankruptcy Forum)

FR. 1-20-21

Docket 29

## **Tentative Ruling:**

## **Tentative Ruling for February 2, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than February 9, 2021.

## **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

Movant(s):

Santana Carrera Represented By

Benjamin Tryk

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Tuesday, February 2, 2021

**Hearing Room** 

201

10:00 AM

## 9:20-11014 Diederik Steur and Miep Steur

Chapter 7

#2.00 Hearing

RE: [20] Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 5505 Topa Topa Drive, Ventura, CA 93003 filed on behalf of Homes for Rent. (Higson, Daniel)

Docket 20

## **Tentative Ruling:**

## **Tentative Ruling for February 2, 2021**

Grant relief from stay under 362(d)(2). Deny annulment of the stay. Deny waiver of the stay under FRBP 4001(a)(3). The motion does not address the legal factors applicable to annulment or present ANY facts to support annulment. *In re Gasprom, Inc.*, 500 B.R. 598, 607 (BAP 9th Cir. 2013) citing *In re Fjelsted*, 293 B.R. 12, 25 (BAP 9th Cir. 2003). The motion also doesn't explain how movant could possibly be unaware of the automatic stay given that the movant was served with notice thereof on August 21, 2020. See Dkt. 8. Likewise, the motion does not articulate let alone demonstrate cause to waive the stay under FRBP 4001(a)(3).

#### **Party Information**

**Debtor(s):** 

Diederik Steur Represented By

John K Rounds

**Joint Debtor(s):** 

Miep Steur Represented By

John K Rounds

Movant(s):

Daniel A. Higson Represented By

Daniel A Higson

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#3.00 Hearing

RE: [274] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Interest in Employment Practices Liability Insurance Policy.

Docket 274

\*\*\* VACATED \*\*\* REASON: On 2/1/21, order entered approving stipulation resolving motion.

## **Tentative Ruling:**

## **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

IPFS Corporation Represented By

Brian A Paino

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

10:00 AM

 Chapter 7

#4.00

HearingRE: [10] Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1172 Chalmette Avenue with Proof of Service. (Zahradka, Robert)

Docket 10

## **Tentative Ruling:**

## **Tentative Ruling for February 2, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than February 9, 2021. The lodged order must include the following language:

<u>Moratoriums not affected</u>. This order does not terminate any moratorium on evictions, foreclosures or similar relief. Nothing in this order should be construed as making any findings of fact or conclusions of law regarding the existence of, or merits of any dispute regarding, any such moratorium.

#### **Party Information**

**Debtor(s)**:

Joseph Medina Represented By

David Joel Follin

**Movant(s):** 

Metropolitan Life Insurance Represented By

Robert P Zahradka

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-11374 Rachel B. Ocampo

Chapter 7

**#5.00** 

Hearing

RE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Mercedes-Benz GLA250W4, VIN: WDCTG4GBXGJ216668. (Ith, Sheryl)

Docket 9

\*\*\* VACATED \*\*\* REASON: Voluntary dismissal of motion filed on 1-14-21.

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Rachel B. Ocampo Represented By

Brent D George

Movant(s):

Mercedes-Benz Financial Services Represented By

Sheryl K Ith

Trustee(s):

Jerry Namba (TR) Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

10:00 AM

## 9:20-11385 Charlotte Ann Attebery

Chapter 7

#6.00

HearingRE: [15] Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 3446 Greenacre Drive, Santa Maria, CA 93455 with Proof of Service. (Attachments: # 1 Exhibits 1 - 5) (Richey, Cassandra)

Docket 15

## **Tentative Ruling:**

## **Tentative Ruling for February 2, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than February 9, 2021. The lodged order must include the following language:

<u>Moratoriums not affected</u>. This order does not terminate any moratorium on evictions, foreclosures or similar relief. Nothing in this order should be construed as making any findings of fact or conclusions of law regarding the existence of, or merits of any dispute regarding, any such moratorium.

#### **Party Information**

## **Debtor(s)**:

Charlotte Ann Attebery Represented By

Matthew D. Resnik

**Movant(s):** 

Champion Mortgage Company Represented By

Cassandra J Richey

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

9:18-12140 Greg Griswold

Chapter 7

#7.00 Chapter 7 Trustee's Final Report, Application for Compensation and Application(s) for Compensation of Professionals filed on behalf of Trustee Namba. The United States Trustee has reviewed the Chapter 7 Trustee's Final Report. Filed by United States Trustee. (united states trustee (fsy))

Docket 62

## **Tentative Ruling:**

## **Tentative Ruling for February 2, 2021**

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than February 9, 2021.

## **Party Information**

**Debtor(s):** 

Greg Griswold Pro Se

**Trustee(s):** 

Jerry Namba (TR) Represented By

Meghann A Triplett

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

9:19-11163 Bernd Schaefers

Chapter 7

#8.00 Notice of Proposed Abandonment of Property of the Estate with Proof of Service Filed by Trustee Sandra McBeth (TR), (McBeth (TR), Sandra)

Docket 288

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Bernd Schaefers Pro Se

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres Joseph M Sholder

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

#### 9:19-11163 Bernd Schaefers

Chapter 7

#9.00

HearingRE: [290] Motion FOR AUTHORITY TO (1) PAY MISCELLANEOUS COURT COSTS; 9(2) ABANDON AND RETURN FUNDS COLLECTED; AND (3) FILE NO ASSET REPORT; DECLARAITON OF SANDRA K. MCBETH AND JOSEPH M. SHOLDER IN SUPPORT THEREOF; NOTICE OF MOTION; with Proof of Service (McBeth (TR), Sandra)

Docket 290

## **Tentative Ruling:**

- NONE LISTED -

T .	T	. •
Party	Inform	ation

**Debtor(s):** 

Bernd Schaefers Pro Se

**Movant(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres Joseph M Sholder

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres Joseph M Sholder

Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

9:19-11163 Bernd Schaefers

Chapter 7

#10.00 Hearing RE: [297] Motion to pursue claims in the name of the estate with proof of service

Docket 297

# **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Bernd Schaefers Pro Se

**Movant(s):** 

Franziska Shepherd Represented By

William C Beall Carissa N Horowitz

Blizzard Energy, Inc. Represented By

William C Beall Carissa N Horowitz

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres Joseph M Sholder

## United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

#### 9:19-11918 Mahmood Jafroodi

Chapter 7

#11.00 Hearing

RE: [232] Motion to Reconsider (related documents 178 Order on Motion for Turnover of Property (BNC-PDF)) Notice of Motion and Motion for Reconsideration of Order Granting Motion for Order Compelling Turnover of Property of the Estate and Sustaining Objection to Claimed Exemption; Memorandum of Points and Authorities and Declarations of Mahmood Jafroodi and Darlene Tardiff in Support Thereof

Docket 232

\*\*\* VACATED \*\*\* REASON: Continued by stipulated order to 2/10/21 at 11:30 am.

# **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

Movant(s):

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

Trustee(s):

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

## 9:20-10858 Deepa Biswas Willingham

Chapter 7

#12.00 CONT'D Hearing

RE: [44] Motion For Sale of Property of the Estate under Section 363(b) - No Fee with proof of service (Beall, William)

FR. 12-3-20, 12-4-20, 1-20-21

Docket 44

# **Tentative Ruling:**

#### Ruling for December 4, 2020:

Granted in part and continued in part. The sale is approved as requested except that rather than \$175,000 in homestead exempt funds to be distributed to the Debtor, only \$87,000 shall be distributed to the Debtor at this time. A continued hearing on the issue of whether the Debtor is entitled to the balance of the homestead exempt funds will be held on January 20, 2021 at 11:30 a.m. Simultaneous briefs on that issue to be filed and served by January 8, 2021 and simultaneous reply briefs to be filed and served by January 15, 2021.

**Ruling for December 3, 2020:** Continued to 12/4/20 at 10:00 a.m.

## **Party Information**

## **Debtor(s):**

Deepa Biswas Willingham Represented By

Reed H Olmstead

**Movant(s):** 

Jerry Namba (TR) Represented By

William C Beall Carissa N Horowitz

Trustee(s):

Jerry Namba (TR) Represented By

William C Beall Carissa N Horowitz

2/2/2021 8:19:42 AM

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

**CONT...** Deepa Biswas Willingham

Chapter 7

Randy W. Williams Represented By
Andrew Goodman

2/2/2021 8:19:42 AM

Page 14 of 55

Tuesday, February 2, 2021

**Hearing Room** 

201

11:30 AM

9:20-11534 Vannesa Morales Aguirre

Chapter 7

#13.00

ORDER TO SHOW CAUSE WHY CASE SHOULD NOT BE DISMISSED FOR FAILURE TO PAY FILING FEE IN INSTALLMENTS AS ORDERED BY COURT (BNC-PDF) (Related Doc # [9]) Signed on 1/11/2021 (Young, Susan)

Docket 18

\*\*\* VACATED \*\*\* REASON: First installment payment received 1/13/21.

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Vannesa Morales Aguirre Pro Se

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

1:30 PM

#### 9:19-11416 Isaias Raquel Barcarse and Clarita Bertis Barcarse

Chapter 11

CONT'D Hearing #14.00

RE: [159] Application for Compensation for Arasto Farsad, Debtor's Attorney,

Period: to, Fee: \$23065, Expenses: \$120.

FR. 1-13-21

Docket 159

\*\*\* VACATED \*\*\* REASON: See Final Ruling listed below.

#### **Tentative Ruling:**

Final Ruling for February 2, 2021: Application for fees and costs approved as requested. Appearances waived. Applicant should lodge a conforming order no later than February 9, 2021.

## **Ruling for January 13, 2021:**

Continued to February 2, 2021 at 1:30 p.m.

By January 15, 2021, Applicant to file POS of the application, file and serve notice of the continued hearing and file an addendum to the application with the firm resume. January 29, 2021 is the new deadline for opposition.

#### **Party Information**

#### **Debtor(s):**

Isaias Raquel Barcarse Represented By

Arasto Farsad

**Joint Debtor(s):** 

Clarita Bertis Barcarse Represented By

Arasto Farsad

Movant(s):

Isaias Raquel Barcarse Represented By

> Arasto Farsad Arasto Farsad Arasto Farsad

Represented By Clarita Bertis Barcarse

Page 16 of 55

2/2/2021 8:19:42 AM

Tuesday, February 2, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Isaias Raquel Barcarse and Clarita Bertis Barcarse

**Chapter 11** 

Arasto Farsad Arasto Farsad

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

1:30 PM

**9:19-11819 Steven Corl Decker** 

Chapter 11

#15.00 CONT'D Hearing

Chapter 11 Status Conference

FR. 12-18-19, 3-25-20, 4-29-20, 7-1-20, 8-26-20, 11-18-20

FR. 1-20-21

Docket 1

## **Tentative Ruling:**

## Ruling for November 18, 2020

Continued to 1/20/20 @ 1:30 p.m. No new status report is required. Debtor can set his motion to dismiss the case for the same date and time provided 21 days notice is provided to all creditors.

Ruling for August 26, 2020: Continued to 11/18/20 at 1:30 p.m.

Ruling for April 29, 2020: Continued to 7/1/20 at 1:30 p.m. Debtor should file an updated status report by 6/17/20. Court will prepare an order regarding the extension of the disclosure statement and plan deadline and the continued status conference date.

Ruling for 3/25/20: Continued to 4/29/20 at 1:30 p.m. Court will prepare an order.

#### Ruling for December 18, 2019

The claims bar date will be February 15, 2020. Debtor must serve notice of the bar date by December 27, 2019 on the mandatory local rules form.

The deadline for the Debtor to object to claims will be March 13, 2020.

The deadline for the Debtor to file his initial plan and disclosure statement will be March 13, 2020.

A continued chapter 11 status conference will be held on March 25, 2020 at 1:30 p.m. Provided Debtor has filed a disclosure statement and plan on March 13, 2020, no updated status report needs to be filed and served. The Court will prepare a scheduling order memorializing these dates. The Debtor will be responsible for serving all creditors with the entered scheduling order.

## **Party Information**

Tuesday, February 2, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Steven Corl Decker

**Chapter 11** 

**Debtor(s):** 

Steven Corl Decker

Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

1:30 PM

9:20-10178 Nava Enterprise, Inc

Chapter 12

#16.00 CONT'D Status Hearing on Confirmation of Chapter 12 Plan

FR. 9-30-20, 12-4-20, 1-20-21

Docket 132

## **Tentative Ruling:**

# Ruling for December 4, 2020:

Debtor to file an amended plan by January 15, 2021. Continued status conference on the plan on January 20, 2021 at 1:30 p.m. Trustee to

lodge a scheduling order.

## **Party Information**

## **Debtor(s):**

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

**Trustee(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian

Tuesday, February 2, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#17.00 CONTD. Hearing

RE: [16] Emergency motion Debtor Citco Enterprises, Inc.'s Emergency Motion for Order Authorizing Use of Cash Collateral; Memorandum of Points and Authorities; Declaration of Caesar Ho in Support Thereof

FR. 9-4-20, 9-30-20, 1-20-21

Docket 16

\*\*\* VACATED \*\*\* REASON: Order approving cash collateral stipulation (case dkt. 81) signed 2/1/21.

## **Tentative Ruling:**

#### Ruling for September 30, 2020:

Granted pursuant to the terms of the cash collateral stipulation, as amended on the record at the hearing re: the validation of the SBA's prepetition liens. A final hearing will be held on January 20, 2021 at 1:30 p.m.

#### **Ruling for September 4, 2020:**

Granted on an interim basis only, and without prejudice to the SBA objecting. A final hearing will be held on September 30, 2020 at 1:30 p.m. No later than September 9, 2020 the Debtor shall serve written notice of the continued hearing on the SBA, the 20 largest unsecured creditors, special notice parties and the Office of the United States Trustee. The Debtor shall serve the motion on the SBA in accordance with FRBP 7004, and at the address listed in the loan agreement attached to the Motion and the address provided for the SBA in the case commencement documents. Opposition to the Motion to be filed no later than September 24, 2020 and any reply papers to be filed no later than September 29, 2020.

#### **Party Information**

#### **Debtor(s):**

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

Citco Enterprises, Inc. Represented By

2/2/2021 8:19:42 AM

Page 21 of 55

Tuesday, February 2, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Citco Enterprises, Inc.

**Chapter 11** 

Michael Jay Berger Michael Jay Berger Michael Jay Berger

**Trustee(s):** 

Andrew W. Levin (TR)

Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#18.00

HearingRE: [272] Motion to Extend Exclusivity Period for Filing a Chapter 11 Plan and Disclosure Statement and Soliciting Acceptances Pursuant to 11 U.S.C. § 363 and Notice of Motion; Memorandum of Points and Authorities and Declarations of Jamie Dietenhoffer and James Wong in Support Thereof

Docket 272

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### **Movant(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### **Trustee(s):**

Moriah Douglas Flahaut (TR) Pro Se

Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

**#19.00** Hearing

RE: [273] Motion to Extend Time for Debtor to Assume or Reject Non-Residential Real Property Leases and Notice of Motion; Memorandum of Points and Authorities; and Declaration of Jaime Dietenhoffer in Support Thereof

Docket 273

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:18-10584 Corona Elias

Chapter 7

Adv#: 9:20-01016 Faith v. Elias et al

## #24.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01016. Complaint by Jeremy W. Faith against David Medina Elias, Corona Elias. (Charge To Estate). (Attachments: # 1 Adversary Coversheet) Nature of Suit: (91 (Declaratory judgment)),(11 (Recovery of money/property - 542 turnover of property)) (Pagay, Carmela)

FR. 4-15-20, 6-17-20, 8-26-20, 10-21-20, 12-4-20, 1-20-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 3/10/21 at 2:30 p.m.

#### **Tentative Ruling:**

<u>Final Ruling for February 2, 2021:</u> Continued to March 10, 2021 at 2:30 p.m. The parties have settled. On January 14, 2021, the Plaintiff filed a motion to approve compromise in the main bankruptcy case. Appearances are waived.

<u>Final Ruling for December 4, 2020:</u> Based on the representations in the Plaintiff's Unilateral Status Report that the parties have settled, the status conference is continued to January 20, 2021 at 2:30 p.m. If a settlement agreement is not filed before that date, then the parties must file an updated status report no later than January 6, 2021. Appearances are waived.

<u>Final Ruling for October 21, 2020:</u> Based on the representations in the Plaintiff's Unilateral Status Report, the status conference is continued to December 16, 2020 at 2:30 p.m. If a settlement agreement is not filed before that date, then the parties must file an updated status report no later than December 2, 2020. Appearances are waived.

<u>Tentative Ruling for August 26, 2020:</u> Continued to October 21, 2020 at 2:30 p.m. An updated status report must be filed no later than October 7, 2020. Appearances are waived.

**Ruling for June 17, 2020:** Continued to 8/26/20 at 2:30 p.m.

#### **Party Information**

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

CONT... Corona Elias Chapter 7

**Debtor(s):** 

Corona Elias Represented By

Vaughn C Taus

**Defendant(s):** 

David Medina Elias Pro Se

Corona Elias Represented By

Vaughn C Taus

**Plaintiff(s):** 

Jeremy W. Faith Represented By

Carmela Pagay

**Trustee(s):** 

Jeremy W. Faith (TR)

Represented By

Carmela Pagay

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

#25.00 CONT'D Hearing

RE: [39] Motion For Summary Judgment

FR. 1-20-21

Docket 39

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Bridgette Allison Payton Represented By

Patrick T Green

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

Patrick T Green

Movant(s):

Diversified Engineering of Westlake, Represented By

Larry D Webb

**Plaintiff(s):** 

Diversified Engineering of Westlake, Represented By

Larry D Webb

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

CONT... Bridgette Allison Payton

Chapter 7

**Trustee(s):** 

Jeremy W. Faith (TR)

Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

#26.00 CONT'D Hearing

RE: [53] Motion DEFENDANTS BRIDGETTE PAYTON AND ROY MENDOZA'S MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT FOR

FAILURE TO STATE A CAUSE OF ACTION

FR. 1-20-21

Docket 53

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Bridgette Allison Payton Represented By

Patrick T Green

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

Patrick T Green

**Movant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

2/2/2021 8:19:42 AM

Page 29 of 55

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Bridgette Allison Payton

Chapter 7

**Plaintiff(s):** 

Diversified Engineering of Westlake,

Represented By Larry D Webb

**Trustee(s):** 

Jeremy W. Faith (TR)

Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

# 9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

#27.00 CONT'D Status conference re complaint for:

- (1) false pretenses, false representation, actual fraud
- (2)dischargeability 523(a)(4)
- (3) fraud as fiduciary, embezzlement, larceny
- (4)dischargeability 523(a)(6)
- (5)willful and malicious injury
- (6)Objection / revocation of discharge 727(c),(d),(e)))

FR. 11/28/18, 2/25/19, 5/22/19, 9/12/19, 12/12/19, 4/15/20, 7/1/20, 9/16/20, 1/20/21

Docket 1

#### **Tentative Ruling:**

**Ruling for September 16, 2020:** Continued to 1/20/21 at 2:30 p.m. Plaintiff should file and serve a notice of continued hearing.

**Ruling for July 1 2020:** Continued to 9/16/20 at 2:30 p.m.

**Ruling for 4/15/20:** Continued to 7/1/20 at 2:30 p.m. The parties may use this date for a case dispositive motion. This will be a video hearing. Parties should lodge an agreed form of order regarding relevant dates.

#### **April 15, 2020**

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866)582-6878. Additional details are available by visiting their website: https://courtcall.com.

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Bridgette Allison Payton

Chapter 7

**Ruling for 12/12/19:** Cont. to 4/15/20 at 1:30 p.m. Parties should file an updated joint status report 14 days before the hearing.

Ruling for 9/12/19: The deadline for the completion of discovery and the filing of case dispositive motions is extended to 2/28/20. Continued to 12/12/19 at 1:30 p.m. The parties may appear telephonically. No new status report is required.

#### **Ruling for May 22, 2019:**

The status conference is continued to September 12, 2019 at 1:30 p.m. in Woodland Hills; the parties may appear telephonically. The parties shall file a brief joint status report prior to the continued status conference. The last day for discovery to be completed, inclduing receiving responses to discovery requests, is December 6, 2019. The last day to join other parties and to amend pleadings is December 6, 2019. The last day for case dispositive pre-trial motions to be filed and served is January 30, 2020.

Ruling for November 28, 2018: Amended complaint must be filed no later than January 14, 2019. Answer must be filed no later than February 13, 2019. The status conference is continued to February 25, 2019 at 2:00 p.m. No updated status report is required.

#### **Party Information**

#### **Debtor(s):**

Bridgette Allison Payton Represented By

Patrick T Green

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

2/2/2021 8:19:42 AM Page 32 of 55

Tuesday, February 2, 2021

Hearing Room

201

2:30 PM

**CONT...** Bridgette Allison Payton

Chapter 7

**Plaintiff(s):** 

Diversified Engineering of Westlake,

Represented By Larry D Webb

Patrick T Green

**Trustee(s):** 

Jeremy W. Faith (TR)

Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:19-10481 Mindy Chapman-Shapiro

Chapter 7

Adv#: 9:20-01017 McBeth v. Chapman-Shapiro

#28.00 CONT'D Hearing

RE: [25] Motion Notice of Motion and Motion for Sanctions for Failure to Serve

Discovery Responses; Dec. of Felicita A. Torres (Torres, Felicita)

FR. 10-21-20, 12-4-20, 1-20-21

Docket 25

\*\*\* VACATED \*\*\* REASON: Case dismissed by stipulation on 1/25/21

**Tentative Ruling:** 

Ruling for December 4, 2020:

Mr. Kwasigroch is ordered to appear at a continued status conference on January 20, 2021 at 2:30 p.m. unless the proceeding is dismissed prior to that date. No updated status report is required.

Ruling for October 21, 2020: Continued to 12/16/20 at 2:30 p.m. Upon entry of the order on the stipulation and an order dismissing the case, then Trustee should lodge an order, with leave of court, that the motion for sanctions is withdrawn.

#### **Party Information**

**Debtor(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Defendant(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Movant(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Plaintiff(s):** 

Sandra K. McBeth Represented By

2/2/2021 8:19:42 AM Page 34 of 55

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Mindy Chapman-Shapiro

Chapter 7

Trustee(s):

Sandra McBeth (TR)

Represented By Joseph M Sholder Felicita A Torres

Felicita A Torres

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

# 9:19-10481 Mindy Chapman-Shapiro

Chapter 7

Adv#: 9:20-01017 McBeth v. Chapman-Shapiro

#29.00 CONT'D Status conference re: complaint for:

- 1. Declaratory relief regarding the bindingness of confirmed ch 11 plan;
- 2. Injunctive or other equitable relief

FR. 4-15-20, 7-1-20, 12-4-20, 1-20-21

Docket

\*\*\* VACATED \*\*\* REASON: Case dismissed by stipulation on 1/25/21

#### **Tentative Ruling:**

#### Ruling for December 4, 2020:

Mr. Kwasigroch is ordered to appear at a continued status conference on January 20, 2021 at 2:30 p.m. unless the proceeding is dismissed prior to that date. No updated status report is required.

**Ruling for July 1 2020:** Continued to 12/16/20 at 2:30 p.m. Plaintiff shall lodge a scheduling order.

Ruling for April 15, 2020: Continued to July 1, 2020 at 2:30 p.m. The plaintiff shall file and serve a notice of continued status conference. Also, the plaintiff shall file and serve a motion for default judgment. Plaintiff may set the hearing on the motion for default judgment for July 1, 2020 at 2:30 p.m. Appearances are waived for the April 15, 2020 status conference.

#### **April 15, 2020**

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866)582-6878. Additional details are available by visiting their website: https://courtcall.com.

#### **Party Information**

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

**CONT...** Mindy Chapman-Shapiro

Chapter 7

**Debtor(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Defendant(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:19-11122 Rasbe, Inc

Chapter 7

Adv#: 9:19-01054 Silverlake Park, LLC et al v. Rasbe, Inc et al

#30.00 Hearing

RE: [36] Motion Jerry Namba, Chapter 7 Trustees Notice Of Motion And Motion For Leave To File A Second Amended Complaint; Memorandum Of Points And Authorities And Declaration In Support Thereof (Steelman, Richard)

Docket 36

#### **Tentative Ruling:**

<u>Tentative Ruling for February 2, 2021:</u> Grant; No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than February 9, 2021.

#### **Party Information**

#### **Debtor(s):**

Rasbe, Inc Represented By

Khachik Akhkashian

**Defendant(s):** 

Rasbe, Inc Pro Se

Sherr, LLC Pro Se

Komie, Inc. Pro Se

Emmet, Inc. Pro Se

Benel, Inc. Pro Se

Kayam, Inc. Represented By

Matthew Abbasi

Rone Oren Represented By

Michael N Sofris

Cucamonga Inc. Pro Se

Laura Ballegeer Represented By

2/2/2021 8:19:42 AM

Page 38 of 55

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021 Hearing Room 201

2:30 PM

CONT... Rasbe, Inc Chapter 7

Matthew Abbasi

DOES 1-29 inclusive Pro Se

Movant(s):

Jerry Namba Represented By

Carmela Pagay

Richard P Steelman Jr

Jerry Namba (TR) Represented By

Carmela Pagay

Richard P Steelman Jr

**Plaintiff(s):** 

Silverlake Park, LLC Pro Se

Jerry Namba Represented By

Carmela Pagay

Richard P Steelman Jr

**Trustee(s):** 

Jerry Namba (TR) Represented By

Timothy J Yoo Carmela Pagay

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:19-11122 Rasbe, Inc

Chapter 7

Adv#: 9:19-01054 Silverlake Park, LLC et al v. Rasbe, Inc et al

## #31.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01054. Notice of Removal by Silverlake Park, LLC, Jerry Namba. (Attachments: # 1 Adversary Coversheet # 2 Notice of Status Conference # 3 Proof of Service) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)),(91 (Declaratory judgment)),(72 (Injunctive relief - other)) (Pagay, Carmela)

FR. 12-4-19, 1-29-20, 2-10-20, 3-25-20, 5-20-20, 7-15-20, 9-30-20, 12-4-20, 1-20-21

Docket 1

## **Tentative Ruling:**

## Ruling for December 4, 2020:

Continued to January 20, 2021 at 2:30 p.m. to be heard with the Trustee's forthcoming motion to amend complaint. No updated status report is required.

Ruling for September 30, 2020: Continued to 12/16/20 at 2:30 p.m. Trustee to file and serve notice of continued status conference.

**Ruling for July 15, 2020:** Continued to 9/30/20 at 2:30 p.m. No joint status report is required.

#### **Ruling for May 20, 2020:**

The last day to amend the pleadings and join parties, or obtain leave to do so, is January 31, 2021. The last day to file and serve case dispositive pre-trial motions is February 15, 2021. Status conference continued to July 15, 2020 at 2:30 p.m. Plaintiff to lodge a scheduling order.

Ruling for 3/25/20: Discovery cut-off is 1/31/21. Continued status conference is 5/20/20 at 2:30 p.m. No new status report required. Parties may appear by phone at the continued status conference. Plaintiff's counsel should lodge a scheduling order.

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

CONT... Rasbe, Inc

Chapter 7

Ruling for 2/10/20: Continued to 3/25/20 at 11:30 a.m.

#### Ruling for January 29, 2020:

Continued to 2/10/20 at 11:30 a.m., to coincide with the pending motion to dismiss the bankruptcy case. The Trustee shall serve all parties with notice of the continued status conference. **APPEARANCES WAIVED ON JANUARY 29, 2020** 

## Ruling for December 4, 2019:

Continued to 1/29/20 at 2:30 p.m. Trustee to serve all parties with notice of the continued status conference.

#### **Party Information**

**Debtor(s):** 

Rasbe, Inc Represented By

Khachik Akhkashian

**Defendant(s):** 

Rasbe, Inc Pro Se

Sherr, LLC Pro Se

Komie, Inc. Pro Se

Emmet, Inc. Pro Se

Benel, Inc. Pro Se

Kayam, Inc. Represented By

Matthew Abbasi

Rone Oren Represented By

Michael N Sofris

Cucamonga Inc. Pro Se

Laura Ballegeer Represented By

Matthew Abbasi

2/2/2021 8:19:42 AM

Page 41 of 55

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

CONT... Rasbe, Inc Chapter 7

DOES 1-29 inclusive Pro Se

**Plaintiff(s):** 

Silverlake Park, LLC Pro Se

Jerry Namba Represented By

Carmela Pagay

Richard P Steelman Jr

**Trustee(s):** 

Jerry Namba (TR) Represented By

Timothy J Yoo Carmela Pagay

Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:19-11415 Sara Sierra

Chapter 7

Adv#: 9:19-01077 Valencia v. Sierra

#32.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01077. Complaint by Gustavo Valencia against Sara Sierra. willful and malicious injury)),(64 (Dischargeability - 523(a)(15), divorce/sep property settlement/decree)) (Grant, Karen)

FR. 1-29-20, 4-29-20, 8-5-20, 11-4-20, 12-4-20, 1-20-21

Docket 1

## **Tentative Ruling:**

#### **Ruling for December 4, 2020:**

Continued to January 20, 2021 at 2:30 p.m. No new status report is needed.

Ruling for November 4, 2020: Continued to 12/16/20 at 2:30 p.m. No new status report is needed.

#### **Party Information**

**Debtor(s):** 

Sara Sierra Represented By

Kenneth H J Henjum

**Defendant(s):** 

Sara Sierra Represented By

Creighton A Stephens

**Plaintiff(s):** 

Gustavo Valencia Represented By

Karen L Grant

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:19-11883 Dwight G Beckstrand

Chapter 7

Adv#: 9:20-01025 Verdi v. Beckstrand

#33.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01025. Complaint by Cameron N Verdi against Dwight G Beckstrand . false pretenses, false representation, actual fraud)) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) ,(68 (Dischargeability - 523(a)(6), willful and malicious injury))

FR. 5-7-20, 8-26-20, 11-4-20, 1-20-21

Docket 1

#### **Tentative Ruling:**

**Ruling for November 4, 2020:** Continued to 1/20/21 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed. If Plaintiff files a motion for default judgment, then a status report is not required.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

**Ruling for May 7, 2020:** Continued to 8/26/20 at 2:30 p.m.

## **Party Information**

**Debtor(s):** 

Dwight G Beckstrand Represented By

Sandra McBeth

**Defendant(s):** 

Dwight G Beckstrand Pro Se

**Plaintiff(s):** 

Cameron N Verdi Pro Se

2/2/2021 8:19:42 AM

Page 44 of 55

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

CONT... Dwight G Beckstrand

Chapter 7

**Trustee(s):** 

Jerry Namba (TR)

Pro Se

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

### 9:19-11918 Mahmood Jafroodi

Chapter 7

Adv#: 9:20-01024 Ramirez et al v. Jafroodi

## #34.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01024. Complaint by Carolina Ramirez, Luis Angel Colunga Gocabar, Nelly Gonzales, Margarita Hernandez, Rigoberto Saavedra, Liney Silva against Mahmood Jafroodi. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(65 (Dischargeability - other)) (Guevara Zamora, Cecilia)

FR. 4-29-20, 7-15-20, 9-16-20, 1-20-21

Docket 1

#### **Tentative Ruling:**

**Ruling for September 16, 2020:** Continued to 1/20/21 at 2:30 p.m. Plaintiffs must file and serve a notice of continued status conference.

Ruling for 7/15/20: Continued to 9/16/20 at 2:30 p.m. An updated status report is not required. Plaintiff must file and serve a notice of continued status conference.

#### **Ruling for 4/29/20:**

Status conference continued to July 15, 2020 at 2:30 p.m. Plaintiff to file and serve a notice of continued status conference. The parties must file an updated status report by July 1, 2020. The Defendant's motion to dismiss is also continued to July 15, 2020 at 2:30 p.m. The Defendant shall file and serve a notice of continued hearing. All the response deadlines regarding that motion will be based on the July 15, 2020 hearing date.

#### **Party Information**

#### **Debtor(s):**

Mahmood Jafroodi

Represented By David Seror

2/2/2021 8:19:42 AM

Page 46 of 55

# **United States Bankruptcy Court Central District of California**

# Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, February 2, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

**CONT...** Mahmood Jafroodi

Chapter 7

Jessica L Bagdanov

Ryan Coy

**Defendant(s):** 

Mahmood Jafroodi Represented By

David Seror Ryan Coy

**Plaintiff(s):** 

Carolina Ramirez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Luis Angel Colunga Gocabar Represented By

Cecilia Guevara Zamora

Ezra Kautz

Nelly Gonzales Represented By

Cecilia Guevara Zamora

Ezra Kautz

Margarita Hernandez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Rigoberto Saavedra Represented By

Cecilia Guevara Zamora

Ezra Kautz

Liney Silva Represented By

Cecilia Guevara Zamora

Ezra Kautz

**Trustee(s):** 

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Tuesday, February 2, 2021

**Hearing Room** 

201

2:30 PM

9:20-10108 Aldo Sosa

Chapter 7

Adv#: 9:20-01052 McBeth v. Sosa

#35.00 Status Hearing

RE: [1] Adversary case 9:20-ap-01052. Complaint by Sandra K. McBeth against Edgar Sosa. (\$350.00 Fee Charge To Estate). Nature of Suit: (31 (Approval of sale of property of estate and of a co-owner - 363(h))) (Torres, Felicita)

FR. 11-18-20, 1-20-21

Docket 1

## **Tentative Ruling:**

#### **Ruling for February 2, 2021**

Continued to April 7, 2021 @ 2:30 p.m. **Appearances waived for February 2, 2021**. The trustee shall lodge both an order granting her motion for default judgment and a proposed judgment.

#### **Party Information**

**Debtor(s):** 

Aldo Sosa Represented By

Bernal P Ojeda

**Defendant(s):** 

Edgar Sosa Pro Se

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres

Tuesday, February 2, 2021

**Hearing Room** 

303

1:30 PM

1:18-12717 DAK Construction Corp.

Chapter 11

#20.00 Post-Confirmation hearing re chapter 11 plan of reorganization

fr. 9/10/19, 11/12/19; 1/22/20, 5/13/20, 7/13/20, 10/27/20

Docket 64

\*\*\* VACATED \*\*\* REASON: rescheduled to 2/3/21 at 1:30 pm

#### **Tentative Ruling:**

**Ruling for 10/27/20:** Continued to 2/2/21 at 1:30 p.m. Debtor to file and serve a notice of continued hearing.

Ruling for July 13, 2020: Continued to 10/27/20 at 1:30 p.m. Status report due no later than 10/13/20.

<u>Final Ruling for May 13, 2020:</u> Continued to 7/13/20 at 1:30 p.m. Debtor is required to file an updated status report no later than 6/29/20. Appearances waived.

#### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Ruling for January 22, 2020: The revised treatment of the plan does not materially affect the treatment of the creditors. Plan is confirmed. The Debtor shall upload an order that attaches the plan and the stipulations. The order on the plan should include the language from LBR 3020 about a post-confirmation status conference. Debtor

Tuesday, February 2, 2021

**Hearing Room** 

303

1:30 PM

## **CONT... DAK Construction Corp.**

Chapter 11

may select a date for the status conference from the self-calendardates as posted on the website.

Ruling for 11/12/19: Continued to 1/22/20 at 1:30 p.m. File and serve any supplements by 1/8/20.

## **Party Information**

## **Debtor(s):**

DAK Construction Corp.

Represented By Giovanni Orantes Luis A Solorzano

Tuesday, February 2, 2021

**Hearing Room** 

303

1:30 PM

1:19-10185 Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

#21.00 Post Confirmation Status Conference

fr. 5/26/20, 8/12/20, 8/17/20, 10/1/20

Docket 141

\*\*\* VACATED \*\*\* REASON: rescheduled to 2/3/21 at 1:30 pm

### **Tentative Ruling:**

#### **Ruling for 10/1/20:**

Confirmed as to the second amended plan at docket number 148. The lodged confirmation order must express how the plan has been modified by the stipulation with Wells Fargo and state, verbatim, the terms which change the plan, e.g., the paragraph at page X is revised to state Y. Alternatively, the Debtors may file a modified second amended plan, redlined. The Court will not hold the lodged confirmation order for seven days. A post-confirmation status conference will be held on February 2, 2021 at 1:30 p.m and a post-confirmation status report complying with LBR 3020-1(b) by January 19, 2021.

#### Ruling for August 17, 2020

Debtors' motion to modify the first amended plan is granted.

The confirmation hearing is continued to October 1, 2020 at 1:30 p.m. By September 10, 2020, the Debtors shall file and serve a clean and redlined Second Amended Plan and Disclosure Statement addressing the payment of the postpetition property taxes and who is reponsible for paying property taxes and insurance going forward, declarations from both Debtors in support of confirmation, an unpdated Exhibit A1 cash flow projections and notice of the continued hearing. Any objections to confirmation of the Second Amended Plan shall be filed, along with admissible evidence, by September 17, 2020. Debtors' reply thereto shall be filed by September 24, 2020. The Debtors shall lodge a scheduling order.

Ruling for May 26, 2020: Amended plan and supporting evidence must be filed by 7/17/20. Continued to 8/12/20 at 1:30 p.m.

Tuesday, February 2, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

**Party Information** 

**Debtor(s):** 

Rosalinda Del Socorro Mendoza Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P. Sanchez

**Joint Debtor(s):** 

Jose Padilla Saldivar Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P. Sanchez

Tuesday, February 2, 2021

**Hearing Room** 

303

1:30 PM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#22.00 Status conference re chapter 11 voluntary petition individual

fr. 1/22/20, 3/17/20, 5/26/20, 8/12/20, 8/17/20, 10/27/20. 11/10/20

Docket

\*\*\* VACATED \*\*\* REASON: rescheduled to 2/3/21 at 1:30 pm

#### **Tentative Ruling:**

Ruling for November 10, 2020: Continued to 2/2/20 at 1:30 p.m. Status report requirement is waived.

<u>Tentative Ruling for October 27, 2020:</u> The status conference is continued to November 10, 2020 at 1:30 p.m. Appearances are waived.

#### Ruling for August 17, 2020

The deadline to file a plan and disclosure statement is extended to September 4, 2020. Debtors shall lodge an order re: that extension. Continued to October 27, 2020 at 1:30 p.m.

Final Ruling for March 17, 2020: The status conference is continued to 5/26/20 at 1:30 p.m. Also, the Debtor's motion to value collateral, which is currently set for hearing on 4/1/20 at 1:30 p.m., will be continued to 5/26/20 at 1:30 p.m. Appearances for the 3/17/20 status conference are waived.

<u>Tentative Ruling for January 22, 2020:</u> The chapter 11 status conference is continued to 3/17/20 at 1:30 p.m. The deadline to file proofs of claim is 4/3/20. Debtor must file and serve a notice of claims bar date no later than 1/31/20. At this time, the Court does not believe a deadline for objections to claims is necessary. Appearances waived.

### **Party Information**

#### **Debtor(s):**

Sergio Anthony Castaneda

Represented By Matthew D. Resnik

Tuesday, February 2, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Sergio Anthony Castaneda and Irene Alvarez-Castaneda

**Chapter 11** 

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

Tuesday, February 2, 2021

**Hearing Room** 

303

1:30 PM

1:20-11776 E.B.J.T. Enterprise, LLC

Chapter 11

#23.00 Chapter 11 scheduling and case management conference

fr, 11/10/20

Docket

\*\*\* VACATED \*\*\* REASON: rescheduled to 2/3/20 at 1:30 pm

### **Tentative Ruling:**

Ruling for November 10, 2020: Continued to 2/2/21 at 1:30 p.m. Debtor to prepare a scheduling order which includes the following dates: 12/21/20 is general bar date. Notice of bar date should be served by 11/16/20. Serve Howard Ehrenberg, the chapter 7 trustee, in the related case. 1/26/21 is the deadline to file a plan and disclosure statement. Updated status report is due 1/19/21. The order should be lodged no later than 11/16/20.

### **Party Information**

#### **Debtor(s):**

E.B.J.T. Enterprise, LLC

Represented By Matthew Abbasi

Wednesday, February 3, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1605670432

**ZoomGov meeting number:** 160 567 0432

**Password:** 661158

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Wednesday, February 3, 2021

**Hearing Room** 

303

10:00 AM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#1.00 Motion for relief from stay [RP]

WILMINGTON TRUST, NATIONAL ASSOCIATION

fr. 11/10/20, 12/9/20; 1/19/21

STIP FILED 12/17/20

Docket 101

**Tentative Ruling:** 

Ruling for December 9, 2020: Continued to 1/19/21 at 10:00 a.m.

**Ruling for November 10, 2020:** Continued to 12/9/20 at 10:00 a.m.

### **Party Information**

**Debtor(s):** 

Sergio Anthony Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Movant(s):** 

Wilmington Trust, National Represented By

Darlene C Vigil

Wednesday, February 3, 2021

**Hearing Room** 

303

10:00 AM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#2.00 Status conference re chapter 11 voluntary petition individual

fr. 1/22/20, 3/17/20, 5/26/20, 8/12/20, 8/17/20, 10/27/20. 11/10/20, 2/2/20

Docket 1

### **Tentative Ruling:**

Ruling for November 10, 2020: Continued to 2/2/20 at 1:30 p.m. Status report requirement is waived.

<u>Tentative Ruling for October 27, 2020:</u> The status conference is continued to November 10, 2020 at 1:30 p.m. Appearances are waived.

### Ruling for August 17, 2020

The deadline to file a plan and disclosure statement is extended to September 4, 2020. Debtors shall lodge an order re: that extension. Continued to October 27, 2020 at 1:30 p.m.

Final Ruling for March 17, 2020: The status conference is continued to 5/26/20 at 1:30 p.m. Also, the Debtor's motion to value collateral, which is currently set for hearing on 4/1/20 at 1:30 p.m., will be continued to 5/26/20 at 1:30 p.m. Appearances for the 3/17/20 status conference are waived.

<u>Tentative Ruling for January 22, 2020:</u> The chapter 11 status conference is continued to 3/17/20 at 1:30 p.m. The deadline to file proofs of claim is 4/3/20. Debtor must file and serve a notice of claims bar date no later than 1/31/20. At this time, the Court does not believe a deadline for objections to claims is necessary. Appearances waived.

#### **Party Information**

#### **Debtor(s):**

Sergio Anthony Castaneda

Represented By Matthew D. Resnik

Wednesday, February 3, 2021

**Hearing Room** 

303

10:00 AM

CONT... Sergio Anthony Castaneda and Irene Alvarez-Castaneda

**Chapter 11** 

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11581 Gateway Four, LP

Chapter 11

#3.00 Motion for relief from stay [AN]

KPRS CONSTRUCTION SERVICES, INC

Docket 184

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Wednesday, February 3, 2021

**Hearing Room** 

303

10:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#3.10 Chapter 11 Trustee's Emergency Motion For Entry Of An Interim Order: (I) Authorizing The Chapter 11 Trustee To Obtain Postpetition Financing And Use Cash Collateral; (II) Granting Senior Secured And Other Liens And Superpriority Claims; (III) Granting Adequate Protection; (IV) Modifying The Automatic Stay; And (V) Granting Related Relief

fr. 11/6/20, 11/16/20, 11/23/20, 12/9/20, 1/5/21, 1/6/21

Docket 55

### **Tentative Ruling:**

### Ruling for January 6, 2021

Continued to February 3, 2021 at 1:30 p.m.

#### Ruling for January 5, 2021

Continued to January 6, 2021 at 1:30 p.m.

#### Ruling for November 23, 2020

The motion is approved on a final basis as to Gateway Four & Gateway Five. The motion is continued for a final hearing as to Gateway Two to December 9, 2020 at 9:00 a.m.

The trustee may set forthcoming applications to employ real estate brokers for December 9, 2020 at 9:00 a.m. without filing ex parte applications to shorten time.

#### Ruling for November 16, 2020

As to Gateway Two, the hearing is continued to November 23, 2020 at 10:00 a.m. As to Gateway Four, the proposed order attached as Exhibit 2 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020.

As to Gateway Five, the proposed order attached as Exhibit 4 to the trustee's

Wednesday, February 3, 2021

**Hearing Room** 

303

10:00 AM

### **CONT...** Gateway Four, LP

Chapter 11

Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020. The parties are to continue negotiating regarding the section 506(c) waiver as indicated by the Court at the hearing.

### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro

**Movant(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

## Wednesday, February 3, 2021

**Hearing Room** 

303

10:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#3.20 Chapter 11 trustee's motion for entry of an order:

- (I) Approving, on an interim basis, the stipulation authorizing chapter 11 trustee to continue using the cash collateral of the Gateway Four, LP Bankruptcy Estate;
- (II) Scheduling a final hearing on this motion and the stipulation; and

(III) Granting Related Relief

Docket 213

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**1:20-11671 Javier Caceres** 

Chapter 11

#4.00 Motion for relief from stay [RP]

VELOCITY COMMERCIAL CAPITAL, LLC

fr. 1/5/21, 1/19/21

Docket 63

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Javier Caceres

Represented By Onyinye N Anyama

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

**1:20-11671 Javier Caceres** 

Chapter 11

#5.00 Status conference re:chapter 11 voluntary petition individual

fr. 11/20/20

Docket 1

### **Tentative Ruling:**

Ruling for November 20, 2020: Plan and Disclosure Statement deadline is 1/29/21. The bar date is 1/22/21. The notice of bar date should be mailed by 11/30/20. Continued to 2/3/21 at 1:30 p.m. Debtor should lodge a scheduling order. An updated status report is due by 1/20/21.

### **Party Information**

### **Debtor(s):**

Javier Caceres

Represented By Onyinye N Anyama

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#6.00 Status conference re chapter 11 voluntary petition non-individual

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:20-12146 Brian Anthony Veskosky

Chapter 11

#7.00 Status conference re chapter 11 subchapter V

voluntary petition individual

fr. 1/19/21

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:20-11776 E.B.J.T. Enterprise, LLC

Chapter 11

#8.00 Chapter 11 scheduling and case management conference

fr, 11/10/20, 2/2/20

Docket 1

## **Tentative Ruling:**

Ruling for November 10, 2020: Continued to 2/2/21 at 1:30 p.m. Debtor to prepare a scheduling order which includes the following dates: 12/21/20 is general bar date. Notice of bar date should be served by 11/16/20. Serve Howard Ehrenberg, the chapter 7 trustee, in the related case. 1/26/21 is the deadline to file a plan and disclosure statement. Updated status report is due 1/19/21. The order should be lodged no later than 11/16/20.

### **Party Information**

### **Debtor(s):**

E.B.J.T. Enterprise, LLC

Represented By
Matthew Abbasi

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:20-10142 Motiv8 Investments, LLC

Chapter 11

#9.00 Debtor's and debtor-In-possession's motion for dismissal of chapter 11 case pursuant to 11 U.S.C § 1112(b) and 305(a) of the bankruptcy code

fr. 10/27/20, 11/4/20, Advanced from 12/16/20, 12/4/20, 1/13/21

Docket 139

## **Tentative Ruling:**

## Ruling for December 4, 2020:

Continued to January 13, 2021 at 1:30. New evidence to be filed by January 6, 2021.

Ruling for November 4, 2020: Continued to 12/16/20 at 1:30 p.m. Debtor to file its additional evidence no later than 12/9/20. Debtor must also file and serve notice of continuance no later than 11/12/20. The notice must include the Zoom information.

Ruling for 10/27/20: Continued to 11/4/20 at 1:30 p.m.

### **Party Information**

#### **Debtor(s):**

Motiv8 Investments, LLC Represented By

Lionel E Giron Joanne P Sanchez

**Movant(s)**:

Motiv8 Investments, LLC Represented By

Lionel E Giron Joanne P Sanchez

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:19-11192 **Anait Akopyan** 

Chapter 11

#10.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21

Docket 1

#### **Tentative Ruling:**

**Ruling for November 10, 2020:** Continued to 1/19/21 at 1:30 p.m. Debtor may use this date for a disclosure statement hearing if notice and service is proper.

**Ruling for 9/14/20:** Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve notice of continuance. No updated status report needed.

Ruling for May 26, 2020: Continued to 8/12/20 at1:30 p.m. Debtor to file and serve notice of continued status conference. No new status report needed.

### Ruling for March 17, 2020

Appearances waived. Continued to May 26, 2020 at 1:30 p.m.

<u>Tentative Ruling for September 25, 2019</u>: Continued to December 11, 2019 at 1:30 p.m. Debtor shall file an updated status report two weeks prior to the continued status conference. Appearances waived.

Ruling for 6/25/19: Bar date is 8/30/19. Debtor to lodge bar date order which requires the bar date notice to be in the mail by 7/2/19. Deadline for plan and disclosure statement filing is 1/31/20. Continued to 9/25/19 at 1:30 p.m. Debtor must file an updated status report by 9/11/19.

#### **Party Information**

#### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-10066 Robert James Roon, II

**Chapter 11** 

#11.00 Debtor's disclosure statement

Docket 137

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

## **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

### 1:19-10066 Robert James Roon, II

Chapter 11

#12.00 Chapter 11 scheduling and case management conference

fr. 3/5/19; 4/30/19; 5/28/19, 8/14/19; 9/11/19, 12/11/19, 2/5/20, 3/17/20, 4/1/20; 5/13/20; 6/30/20, 10/1/20, 11/20/20, 12/9/20

Docket 1

#### **Tentative Ruling:**

Ruling for December 9, 2020: A hearing on the disclosure statement is set for 2/3/21 at 1:30 p.m. Debtor must file and serve a notice of disclosure statement hearing no later than 12/14/20. The notice of the hearing must identify the docket numbers of the disclosure statement. The notice should also provide that objections are due no later than 1/20/21. The status conference is continued to 2/3/21 at 1:30 p.m. Updated status report is not required. Debtor must lodge a scheduling order.

**Ruling for November 20, 2020:** Continued to 12/9/20 at 1:30 p.m.

## **Ruling for 10/1/20:**

Continued to November 20, 2020 at 1:30 p.m. The Court will issue an OSC redismissal.

#### Ruling for June 30, 2020

Continued to October 1, 2020 at 1:30 p.m. No new status report is required. The deadline for the Debtor to file a disclosure statement and plan is September 1, 2020.

**Ruling for April 1, 2020:** Continued to 5/13/20 at 1:30 p.m.

#### **April 1, 2020**

Based on United States District Court Chief Judge's Order No. 20-042 closing all of

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Robert James Roon, II

Chapter 11

the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (888-882-6878). Additional details are available by visiting their website: https://courtcall.com.

**Ruling for February 5, 2020:** Continued to 3/17/20 at 1:30 p.m. Court will issue an OSC re why this case should not be dismissed.

### Ruling for December 11, 2019

Continued to February 5, 2020 at 1:30 p.m. The status report must be filed and served on January 22, 2020. The Court sanctions counsel \$150 for failing to file and serve a chapter 11 status report.

Ruling for 9/11/19: Debtor must lodge a scheduling order and continue s/c to 12/11/19 at 1:30 p.m. Debtor must file his plan and disclosure statement by 10/30/19 and may use 12/11/19 as the hearing on his disclosure statement.

#### Ruling for August 14, 2019:

Continued to September 11, 2019 at 1:30 p.m.

#### **Ruling for May 28, 2019:**

Debtor shall file and serve a FRBP 9019 motion re: the two cash collateral stipulations. Debtor shall file a FRBP 2015.3 financial report re: Global Moto Outlet, Inc.

Continued to August 14, 2019 at 1:30 p.m. Debtor to file an updated status report on July 31, 2019 addressing a timeline for a plan and disclosure statement.

**Ruling for 4/30/19:** Bar date amended to 6/28/19. Bar date notice to be served by 5/3/19. File and serve notice of continued status conference by 5/3/19. File amended

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Robert James Roon, II

Chapter 11

status report with attached deed of trust no later than 5/10/19. If not done, the Court will dismiss the case. Continued to 5/28/19 at 1:30 p.m.

## Ruling for March 5, 2019

The general bar date is May 10, 2019. Debtor to serve the bar date notice by March 15, 2019. Continued to April 30, 2019 at 1:30 p.m. Updated status report to be filed by April 16, 2019. Debtor to file and serve notice of the continued status conference.

## **Party Information**

#### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

**1:19-10910** Nilsa Quintana

Chapter 11

#13.00 Disclosure statement hearing regarding chapter 11 plan of reorganization

fr. 12/9/20; 1/19/21

Docket 103

### **Tentative Ruling:**

Final Ruling for January 19, 2021: The Debtor has complied with the Court's instruction regarding notice. However, the Debtor has not yet filed a declaration in support of the disclosure statement. Therefore, this matter is continued to 2/3/21 at 1:30 p.m. The Debtor must file and serve a declaration in support of disclosure statement no later than 1/22/21. Appearances are waived for this hearing.

**Ruling for December 9, 2020:** Continued to 1/19/21 at 1:30 p.m. Serve amended notice on all creditors, including Wells Fargo, at the proof of claim address.

#### **Party Information**

### **Debtor(s):**

Nilsa Quintana

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P Sanchez

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:19-10910 Nilsa Quintana

Chapter 11

#14.00 Chapter 11 scheduling and case management conference

fr. 6/11/19; 9/11/19, 10/23/19, 12/11/19, 1/22/20, 3/17/20, 5/13/20, 6/8/20, 9/2/20, 9/14/20. 11/10/20, 12/9/20; 1/19/21

Docket 1

## **Tentative Ruling:**

Ruling for December 9, 2020: Continued to 1/19/21 at 1:30 p.m.

<u>Final Ruling for November 10, 2020:</u> Continued to 12/9/20 at 1:30 to trail the hearing on the disclosure statement. Debtor should file and serve a notice of continued hearing no later than 11/17/20. No updated status report is required.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve a notice of continued hearing. No updated status report is required for the continued status conference.

Ruling for June 8, 2020: Deadline to file plan and disclosure statement is 7/31/20. Continued to 9/2/20 at 1:30 p.m. This date may also be used for disclosure statement hearing if there's at least 42 days notice of the hearing.

### Ruling for May 13, 2020:

Continued to June 8, 2020 at 1:30

### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

### CONT... Nilsa Quintana

Chapter 11

attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

**Final Ruling for March 17, 2020:** The chapter 11 status conference is continued to 5/13/20 at 1:30 p.m. Also, the evidentiary hearing which is currently scheduled for 3/31/20 at 10:00 a.m. is continued as a status conference to 5/13/20 at 1:30 p.m. Appearances for the 3/17/20 status conference are waived.

Ruling for January 22, 2020: Continued to 3/17/20 at 1:30 p.m. No new status report is required. However, the parties may file a status report to update the Court.

<u>Ruling for 12/11/19</u>: Cont. to 1/22/20 at 1:30 p.m. Court will do the order continuing the matter. All parties must be present at the continued hearing.

#### Ruling for 10/23/19:

Continued to December 11, 2019 at 1:30 p.m.

Ruling for 9/11/19: Cont. to 10/23/19 at 1:30 p.m. No new status report needed. Debtor must file and serve notice of continued status conference.

#### Ruling for June 11, 2019:

The chapter 11 status conference is continued to September 11, 2019 at 1:30 pm. Appearances on June 11, 2019 are excused.

The debtor shall promptly lodge an order: (i) establishing August 23, 2019 as the general bar date in this case, (ii) directing the debtor to serve notice of the bar date on the required local form no later than June 21, 2019; and (iii) establishing September 27, 2019 as the deadline to file a chapter 11 plan and disclosure statement.

The debtor also shall file and serve on all creditors a notice of continued chapter 11 status conference.

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Nilsa Quintana

**Chapter 11** 

**Party Information** 

**Debtor(s):** 

Nilsa Quintana

Represented By Lionel E Giron

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:20-11435 Glostation USA, Inc.

Chapter 11

#15.00 Application to employ Dundon Advisors LLC as financial advisor

fr. 1/19/21

Docket 314

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Glostation USA, Inc. Represented By

Steven Werth David S Kupetz Jason D Strabo Claire K Wu Asa S Hami

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

**1:20-11435** Glostation USA, Inc.

Chapter 11

#16.00

First and final application of Brinkman Law Group, PC for compensation and reimbursement of expenses period: 9/18/20 to 11/30/20 fee: \$145,596.00, expenses: \$521.80

fr. 1/19/21

Docket 322

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Glostation USA, Inc.

Represented By Steven Werth David S Kupetz Jason D Strabo Claire K Wu Asa S Hami

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**1:20-11435** Glostation USA, Inc.

Chapter 11

#17.00 Debtor's motion for entry of final decree and order closing case

Docket 334

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Glostation USA, Inc.

Represented By
Steven Werth
David S Kupetz
Jason D Strabo
Claire K Wu
Asa S Hami

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#18.00 Status conference re chapter 11 subchapter V voluntary petition individual

fr. 6/30/20, 9/2/20, 9/14/20; 11/10/20, 12/9/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued by stip to 4/13/21 at 1:30 p.m. - jc

#### **Tentative Ruling:**

<u>Ruling for December 9, 2020:</u> Continued to 2/3/21 at 1:30 p.m. Debtor should lodge an order setting forth the confirmation schedule.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. No later than 11/4/20, Debtor should file a proposed timeline for holding confirmation hearing, as well as additional deadlines. All other interested parties can respond by 11/9/20. Debtor should file and serve a notice of continued status conference with those dates. It should be served on the trustee, UST, 20 largest, and secured creditors.

### Ruling for June 30, 2020

Continued to September 2, 2020 at 1:30 p.m. Debtor to file and serve a notice of continued status conference. Debtor to file and serve an updated status report by August 28, 2020.

### **Party Information**

### **Debtor(s):**

Jay B. Reznick

Represented By
James R Selth
Daniel J Weintraub
Crystle Jane Lindsey

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Jay B. Reznick

**Chapter 11** 

**Trustee(s):** 

Gregory Kent Jones (TR)

Pro Se

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#19.00 Confirmation hearing re chapter 11 small business plan

subchapter V voluntary petition individual

Docket 151

\*\*\* VACATED \*\*\* REASON: Continued by stip to 4/13/21 at 1:30 p.m. - jc

### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Jay B. Reznick Represented By

James R Selth Daniel J Weintraub Crystle Jane Lindsey

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#20.00

Chapter 11 Trustee's Emergency Motion For Entry Of An Interim Order: (I) Authorizing The Chapter 11 Trustee To Obtain Postpetition Financing And Use Cash Collateral; (II) Granting Senior Secured And Other Liens And Superpriority Claims; (III) Granting Adequate Protection; (IV) Modifying The Automatic Stay; And (V) Granting Related Relief

fr. 11/6/20, 11/16/20, 11/23/20, 12/9/20, 1/5/21, 1/6/21

Docket 55

\*\*\* VACATED \*\*\* REASON: advanced to 10:00 a.m.

#### **Tentative Ruling:**

### Ruling for January 6, 2021

Continued to February 3, 2021 at 1:30 p.m.

#### Ruling for January 5, 2021

Continued to January 6, 2021 at 1:30 p.m.

#### Ruling for November 23, 2020

The motion is approved on a final basis as to Gateway Four & Gateway Five. The motion is continued for a final hearing as to Gateway Two to December 9, 2020 at 9:00 a.m.

The trustee may set forthcoming applications to employ real estate brokers for December 9, 2020 at 9:00 a.m. without filing ex parte applications to shorten time.

#### Ruling for November 16, 2020

As to Gateway Two, the hearing is continued to November 23, 2020 at 10:00 a.m. As to Gateway Four, the proposed order attached as Exhibit 2 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020.

As to Gateway Five, the proposed order attached as Exhibit 4 to the trustee's

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Gateway Four, LP

Chapter 11

Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020. The parties are to continue negotiating regarding the section 506(c) waiver as indicated by the Court at the hearing.

### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro

**Movant(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Wednesday, February 3, 2021

**Hearing Room** 

301

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#21.00 Confirmation hearing re first amended chapter 11 small business plan

Docket 96

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

John-Patrick McGinnis Fritz (TR)

Pro Se

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:18-12717 DAK Construction Corp.

Chapter 11

#22.00 Post-Confirmation hearing re chapter 11 plan of reorganization

fr. 9/10/19, 11/12/19; 1/22/20, 5/13/20, 7/13/20, 10/27/20, 2/2/20

Docket 64
\*\*\* VACATED \*\*\* REASON: Continued to 4/13/21 at 1:30 p.m.

### **Tentative Ruling:**

<u>Final Ruling for February 3, 2021:</u> As the Debtor has recently filed a motion for final decree, this status conference is continued to **April 13, 2021 at 1:30 p.m.** 

**Ruling for 10/27/20:** Continued to 2/2/21 at 1:30 p.m. Debtor to file and serve a notice of continued hearing.

Ruling for July 13, 2020: Continued to 10/27/20 at 1:30 p.m. Status report due no later than 10/13/20.

<u>Final Ruling for May 13, 2020:</u> Continued to 7/13/20 at 1:30 p.m. Debtor is required to file an updated status report no later than 6/29/20. Appearances waived.

## May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

**CONT... DAK Construction Corp.** 

Chapter 11

Ruling for January 22, 2020: The revised treatment of the plan does not materially affect the treatment of the creditors. Plan is confirmed. The Debtor shall upload an order that attaches the plan and the stipulations. The order on the plan should include the language from LBR 3020 about a post-confirmation status conference. Debtor may select a date for the status conference from the self-calendardates as posted on the website.

Ruling for 11/12/19: Continued to 1/22/20 at 1:30 p.m. File and serve any supplements by 1/8/20.

### **Party Information**

### **Debtor(s):**

DAK Construction Corp.

Represented By Giovanni Orantes Luis A Solorzano

Wednesday, February 3, 2021

**Hearing Room** 

303

1:30 PM

1:19-10185 Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

#23.00 Post Confirmation status conference

fr. 5/26/20, 8/12/20, 8/17/20, 10/1/20, 2/2/20

Docket 141

## **Tentative Ruling:**

### **Ruling for 10/1/20:**

Confirmed as to the second amended plan at docket number 148. The lodged confirmation order must express how the plan has been modified by the stipulation with Wells Fargo and state, verbatim, the terms which change the plan, e.g., the paragraph at page X is revised to state Y. Alternatively, the Debtors may file a modified second amended plan, redlined. The Court will not hold the lodged confirmation order for seven days. A post-confirmation status conference will be held on February 2, 2021 at 1:30 p.m and a post-confirmation status report complying with LBR 3020-1(b) by January 19, 2021.

### Ruling for August 17, 2020

Debtors' motion to modify the first amended plan is granted.

The confirmation hearing is continued to October 1, 2020 at 1:30 p.m. By September 10, 2020, the Debtors shall file and serve a clean and redlined Second Amended Plan and Disclosure Statement addressing the payment of the postpetition property taxes and who is reponsible for paying property taxes and insurance going forward, declarations from both Debtors in support of confirmation, an unpdated Exhibit A1 cash flow projections and notice of the continued hearing. Any objections to confirmation of the Second Amended Plan shall be filed, along with admissible evidence, by September 17, 2020. Debtors' reply thereto shall be filed by September 24, 2020. The Debtors shall lodge a scheduling order.

Ruling for May 26, 2020: Amended plan and supporting evidence must be filed by 7/17/20. Continued to 8/12/20 at 1:30 p.m.

Wednesday, February 3, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

**Party Information** 

**Debtor(s):** 

Rosalinda Del Socorro Mendoza Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

**Joint Debtor(s):** 

Jose Padilla Saldivar Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

Thursday, February 4, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1609647284

ZoomGov meeting number: 160 964 7284

**Password:** 805778

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Thursday, February 4, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Thursday, February 4, 2021

**Hearing Room** 

303

10:00 AM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01120 Seror v. Goldman et al

#1.00 Status conference re complaint for: recovery of money/property and

fr. 5/14/20 (stip); 9/24/20; 1/7/21. 1/8/21

Docket 1

### **Tentative Ruling:**

**Ruling for January 8, 2021:** Continued to 2/4/21 at 10:00 a.m. No new status report is required.

Ruling for September 24, 2020: Continued to 1/8/21 at 1:30 p.m. The scheduling order is as follows: the last day to join parties and amend pleadings is 1/29/21. Also, 1/29/21 is the last day for discovery to be completed. The last day for pre-trial motions to be filed is 2/19/21.

Ruling for February 6, 2020: Continued to 5/14/20 at 1:30 p.m. The parties are ordered to go to mediation and it must be completed by the end of April 2020.

### **Party Information**

### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se

Jasmin Ismail Pro Se

Ostrich House LLC, an Ohio limited Pro Se

**Plaintiff(s):** 

David Seror Represented By

Jorge A Gaitan

2/4/2021 10:19:03 AM

Thursday, February 4, 2021

**Hearing Room** 

303

10:00 AM

CONT... Todd Harris Goldman

Chapter 7

**Trustee(s):** 

David Seror (TR)

Represented By Richard Burstein Jorge A Gaitan

Thursday, February 4, 2021

**Hearing Room** 

303

10:00 AM

### 1:18-12979 Todd Harris Goldman

Chapter 7

#2.00 Stipulation for compromise between trustee and Nicole Goldman and motion to approve compromise pursuant to rule 9019 of the federal rules of bankruptcy procedure

fr. 1/5/21, 1/8/21

Docket 41

## **Tentative Ruling:**

Ruling for January 8, 2021: Continued to 2/4/21 at 10:00 a.m. Supplemental briefing in support of the motion must be filed and served no later than 1/20/21. Reply to the supplement must be filed by 1/29/21. The Court must receive the pleadings no later than 1/29/21.

### **Party Information**

### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov

Thursday, February 4, 2021

**Hearing Room** 

303

10:00 AM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01048 Ismail v. Goldman et al

#3.00 Status conference

#### **COUNTER CLAIM**

Jasmin Ismail, Counter-Claimant, vs. Nicole Goldman, an individual, Counter-Defendant

fr. 6/27/19 @1:30 p.m; 6/27/19, 9/12/19; 11/14/19, 12/12/19, 2/6/20; 5/14/20(stip), 9/24/20; 1/7/21, 1/8/21

Docket 1

### **Tentative Ruling:**

**Ruling for January 8, 2021:** Continued to 2/4/21 at 10:00 a.m. No new status report is required.

Ruling for September 24, 2020: Continuted to 1/8/21 at 1:30 p.m. The scheduling order is as follows: the last day to join parties and amend pleadings is 1/29/21. Also, 1/29/21 is the last day for discovery to be completed. The last day for pre-trial motions to be filed is 2/19/21.

**Ruling for February 6, 2020:** Continued to 5/14/20 at 1:30 p.m. The parties are ordered to go to mediation and it must be completed by the end of April 2020.

Ruling for 9/12/19: Trustee is instructed to file a complaint within 30 days of the entry of a scheduling order. Status conference continued to 11/14/19 at 1:30 p.m. The motion for consolidation may be set at the same date and time. Trustee must lodge an order.

Thursday, February 4, 2021

**Hearing Room** 

303

10:00 AM

**CONT...** Todd Harris Goldman

Chapter 7

### Ruling for June 27, 2019:

Continued to September 12, 2019 at 2:30 p.m. The deadline to respond to the counterclaims is tolled until the Court rules on the trustee's forthcoming motion.

## **Party Information**

**Debtor(s):** 

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se

Todd Harris Goldman Pro Se

Ostrich House, LLC Pro Se

**Plaintiff(s):** 

Jasmin Ismail Represented By

Michael D Sobkowiak

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan

Wednesday, February 10, 2021

**Hearing Room** 

201

10:00 AM **9:00-0000** 

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1605977466">https://cacb.zoomgov.com/j/1605977466</a>

**ZoomGov meeting number:** 160 597 7466

**Password:** 530904

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

Wednesday, February 10, 2021

**Hearing Room** 

201

10:00 AM

CONT...

Chapter

- NONE LISTED -

Wednesday, February 10, 2021

**Hearing Room** 

201

10:00 AM

### 9:20-11297 Russell Emmanuel Salazar and Nicole Renee Salazar

Chapter 7

#1.00 Hearing

RE: [17] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2011 Honda Pilot, VIN: 5FNYF4H55BB091022. (Ith, Sheryl)

FR. 1-13-21

Docket 17

## **Tentative Ruling:**

<u>Tentative Ruling for February 10, 2021:</u> Movant has properly served the co-owner of the property, Christopher Lee Carter. Therefore, as no opposition has been filed, the motion is granted except for paragraph 11. Appearances are waived. The moving party shall lodge a conforming order no later than February 17, 2021.

<u>Tentative Ruling for January 13, 2021:</u> Movant acknowledges that Christopher Lee Carter is the co-owner of the property. The Court does not see any evidence that Mr. Carter has been served with the Motion and the Notice of Hearing. Therefore, the hearing is continued to **February 10, 2021 at 10:00 a.m.** for proper service on Mr. Carter. Appearances are waived.

### **Party Information**

**Debtor(s)**:

Russell Emmanuel Salazar Pro Se

**Joint Debtor(s):** 

Nicole Renee Salazar Pro Se

Movant(s):

Santander Consumer USA Inc. Represented By

Sheryl K Ith

**Trustee(s):** 

Jerry Namba (TR) Pro Se

2/10/2021 9:47:29 AM

Page 3 of 26

Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

11:30 AM

### 9:19-11918 Mahmood Jafroodi

Chapter 7

#1.10 Hearing

RE: [232] Motion to Reconsider (related documents 178 Order on Motion for Turnover of Property (BNC-PDF)) Notice of Motion and Motion for Reconsideration of Order Granting Motion for Order Compelling Turnover of Property of the Estate and Sustaining Objection to Claimed Exemption; Memorandum of Points and Authorities and Declarations of Mahmood Jafroodi and Darlene Tardiff in Support Thereof

FR. 2-2-21

Docket 232

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

Movant(s):

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

Trustee(s):

Jerry Namba (TR) Represented By

Chad V Haes
D Edward Hays
Laila Masud

Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

11<u>:30 AM</u>

## 9:19-10481 Mindy Chapman-Shapiro

Chapter 7

#2.00 CONT'D Hearing

RE: [134] Motion for Turnover of Property Trustee's Motion for Order Compelling Debtor to Turn Over Property of the Estate and Cooperate with Trustee; Memo Points and Authorities; Declarations of Sandra K. McBeth, Felicita A. Torres and Fritz Kling (Torres, Felicita)

FR. 1-13-21

Docket 134

\*\*\* VACATED \*\*\* REASON: Notice of withdrawal filed on 1/25/21.

## **Tentative Ruling:**

Ruling for January 13, 2021: Continued to 2/10/21 at 11:30 a.m. Trustee may respond to the late-filed opposition by 2/3/21. Mr. Kwasigroch is sanctioned in the amount of \$425 for his failure to file a timely opposition and timely motion to continue the hearing. It is payable directly to the Trustee within four weeks.

### **Party Information**

**Debtor(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

Movant(s):

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

Wednesday, February 10, 2021

**Hearing Room** 

201

11:30 AM

9:19-10481 Mindy Chapman-Shapiro

Chapter 7

#3.00 Hearing

RE: [143] Motion to Abandon.

Docket 143

\*\*\* VACATED \*\*\* REASON: Notice of Voluntary Dismissal filed by

movant on 2-9-2021

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

Movant(s):

Mindy Chapman-Shapiro Represented By

Michael D Kwasigroch

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder Felicita A Torres

Wednesday, February 10, 2021

**Hearing Room** 

201

11:30 AM

9:20-11522 Michael I. Gauss

Chapter 7

#4.00 Status Conference

RE: [1] Chapter 7 Involuntary Petition Against an Individual Michael I. Gauss. (Filed by attorney Robert M Yaspan, Petitioning Creditors: Rasel, Ltd., Consul Group RE 2021, S.R.L, NEEW TNG fka RSW Investments Group Ltd, SWIG AMERICA CONSULTING, LLC, Arteam Consult, Ltd, Genius of Wealth, LLC, and SWIG International Ltd.)

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the court to February 19, 2021 at 11:30am.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Michael I. Gauss

Pro Se

Wednesday, February 10, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

9:18-11786 Steven Gregory Ow

Chapter 11

#5.00 Confirmation Hearing RE: Chapter 11 Plan of Reorganization

Docket 195

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Steven Gregory Ow

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia

Wednesday, February 10, 2021

**Hearing Room** 

201

1:30 PM

9:18-11786 Steven Gregory Ow

Chapter 11

#6.00 CONT'D Chapter 11 Status Conference

FR. 8-16-19, 11-20-19, 2-10-20, 3-25-20, 5-20-20, 8-5-20, 9-16-20, 12-4-20

Docket 1

## **Tentative Ruling:**

### Ruling for December 4, 2020:

Continued to February 10, 2021 at 1:30 p.m. No new status report is required.

Ruling for September 16, 2020: Continued to 12/16/20 at 1:30. Deadline to file plan and disclosure statement is 10/16/20. Debtor may calendar a hearing on the disclosure statement for 12/16/20 at 1:30 p.m. An updated status report is not required.

#### **Ruling for 8/5/20:**

Continued to 9/16/20 at 1:30 p.m. Debtor to file and serve a notice of continued status conference.

**Ruling for 2/10/20:** Continued to 3/25/20 at 1:30. Updated status report requirement is waived.

## Ruling for November 20, 2019:

Continued to February 10, 2020 at 1:30 p.m. No updated status report is required. The deadline for the Debtor to file his plan and disclosure statement is extended to December 13, 2019.

Ruling for 8/16/19: Continued to 11/20/19 at 1:30 p.m. The bar date is set for 10/25/19. The notice of bar date should be mailed by 8/23/19. The plan and disclosure statement should be filed by 11/22/19.

### **Party Information**

#### **Debtor(s):**

Steven Gregory Ow

Represented By Matthew D. Resnik

2/10/2021 9:47:29 AM

Wednesday, February 10, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Steven Gregory Ow

**Chapter 11** 

Roksana D. Moradi-Brovia

Wednesday, February 10, 2021

**Hearing Room** 

201

1:30 PM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#7.00 CONT'D Hearing

RE: [3] Motion Regarding Chapter 11 First Day Motions - Notice of Emergency Motion and Emergency Motion of Debtor for Order Authorizing Debtor to Honor Certain Prepetition Obligations to Customers; Memorandum of Points and Authorities in Support

FR. 10-7-20, 10-8-20, 10-14-20, 11-3-20, 11-5-20, 11-13-20, 12-15-20, 12-30-20, 1-7-21

Docket 3

### **Tentative Ruling:**

<u>Tentative Ruling for February 10, 2021:</u> Grant on a final basis. No opposition to entry of a final order has been filed; appearances waived. The Debtor shall lodge a conforming order no later than February 17, 2021.

Ruling for January 7, 2021: Cont. to 2/10/21 at 1:30 p.m. Debtor to give notice of continuance. Objection to a final order is due on 1/27/21. A reply is due on 2/3/21.

**Ruling for December 15, 2020:** Continued to 12/30/20 at 9:00 a.m.

Final Ruling for November 13, 2020: Continued to 12/3/20 at 1:30 p.m.

**Ruling for November 5, 2020:** Continued to 11/13/20 at 10:00 a.m.

Ruling for October 14, 2020: Continued to 11/3/20 at 10:00 a.m.

Ruling for October 8, 2020: Interim relief granted. Continued to 10/14/20 at 12:00 p.m.

Wednesday, February 10, 2021

**Hearing Room** 

201

1:30 PM

**CONT...** Figueroa Mountain Brewing, LLC

Chapter 11

Ruling for October 7, 2020: Continued to 10/8/20 at 2:00 p.m. Debtor must file a statement no later than 11:30 a.m. on 10/8/20.

<u>Tentative Ruling for October 7, 2020:</u> Subject to consideration of any opposition presented at or before the hearing, the Court is tentatively inclined to **GRANT** this motion.

## **Party Information**

### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, February 10, 2021

**Hearing Room** 

201

1:30 PM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#8.00 CONT'D Hearing

RE: [8] Motion Regarding Chapter 11 First Day Motions - Notice of Emergency Motion and Emergency Motion of Debtor for Order Authorizing Debtor to Pay and Honor Prepetition Wages, Salaries, and Other Compensation and Benefits; Memorandum of Points and Authorities in Support

FR. 10-7-20, 10-8-20, 10-14-20, 11-3-20, 11-5-20, 11-13-20, 12-15-20, 12-30-20, 1-7-21

Docket 8

### **Tentative Ruling:**

<u>Tentative Ruling for February 10, 2021:</u> Grant on a final basis. No opposition to entry of a final order has been filed; appearances waived. The Debtor shall lodge a conforming order no later than February 17, 2021.

Ruling for January 7, 2021: Cont. to 2/10/21 at 1:30 p.m. Debtor to give notice of continuance. Objection to a final order is due on 1/27/21. A reply is due on 2/3/21.

**Ruling for December 15, 2020:** Continued to 12/30/20 at 9:00 a.m.

Final Ruling for November 13, 2020: Continued to 12/3/20 at 1:30 p.m.

**Ruling for November 5, 2020:** Continued to 11/13/20 at 10:00 a.m.

**Ruling for October 14, 2020:** Continued to 11/3/20 at 10:00 a.m.

Ruling for October 8, 2020: Grant interim relief. Continued to 10/14/20 at 12:00 p.m.

Wednesday, February 10, 2021

**Hearing Room** 

201

1:30 PM

**CONT...** Figueroa Mountain Brewing, LLC

Chapter 11

Ruling for October 7, 2020: Continued to 10/8/20 at 2:00 p.m. Debtor must file a statement no later than 11:30 a.m. on 10/8/20.

<u>Tentative Ruling for October 7, 2020:</u> Subject to consideration of any opposition presented at or before the hearing, the Court is tentatively inclined to **GRANT** this motion, provided that the order makes clear (as does the motion) that the Court is not authorizing payment to an insider. Any request for insider compensation must comply with LBR 2014-1(a).

### **Party Information**

### **Debtor(s)**:

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Trustee(s):

Moriah Douglas Flahaut (TR) Pro Se

Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

**9:18-12140** Greg Griswold

Chapter 7

Adv#: 9:19-01051 Griswold v. Offshore Marina, Inc.

#9.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01051. Complaint by Greg Griswold against Offshore Marina, Inc. . (Charge To Estate). Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer))

FR. 12-4-19, 3-25-20, 7-15-20, 9-30-20, 12-4-20, 1-20-21

Docket 1

## **Tentative Ruling:**

Ruling for September 30, 2020: Cont. to 12/16/20 at 2:30 p.m.

**Ruling for 3/25/20:** Continued to 7/15/20 at 2:30 p.m. Court will issue an order of continuance.

### March 25, 2020

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

### Ruling for December 4, 2019:

The Plaintiff is permitted to appear telephonically on future status conferences unless a motion for summary judgment is on calendar.

D 4	T	4 •
Party	Inform	natian
1 al ty		iauvii

### **Debtor(s):**

Greg Griswold Pro Se

**Defendant(s):** 

Offshore Marina, Inc. Pro Se

2/10/2021 9:47:29 AM Page 15 of 26

Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Greg Griswold

Chapter 7

**Plaintiff(s):** 

Greg Griswold Pro Se

Trustee(s):

Jerry Namba (TR) Represented By

Meghann A Triplett

## United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

9:18-12140 **Greg Griswold** 

Chapter 7

Adv#: 9:19-01051 Griswold v. Offshore Marina, Inc.

#10.00

ORDER: (1) TO SHOW CAUSE WHY THE RESPONSE OF OFFSHORE MARINA, INC. SHOULD NOT BE STRICKEN PURSUANT TO LOCAL BANKRUPTCY RULE 9011-2(a); AND (2) CONTINUING STATUS CONFERENCE

Docket 21

### **Tentative Ruling:**

- NONE LISTED -

D 4	T	4 •
Party	Intorm	nation
1 altv	Inform	iauvii

**Debtor(s):** 

Greg Griswold Pro Se

**Defendant(s):** 

Offshore Marina, Inc. Pro Se

**Plaintiff(s):** 

Greg Griswold Pro Se

Trustee(s):

Jerry Namba (TR) Represented By

Meghann A Triplett

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

# 9:19-11055 Jeffrey Paul Chamberlain

Chapter 7

Adv#: 9:19-01076 Faith, Chapter 7 Trustee v. MacDonald et al

## #11.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01076. Complaint by Jeremy W. Faith, Chapter 7 Trustee against Joan R. MacDonald, Joan R. MacDonald, as Trustee of the Chamberlain-MacDonald Living Trust dated May 29, 1993. (Charge To Estate). Complaint For: (1) Avoidance of Actual Fraudulent Transfers [11 U.S.C. §§ 544, 548(a)(1)(A); Cal. Civ. Code §§ 3439.04, 3439.07, 3439.09]; (2) Avoidance of Fraudulent Transfers [11 U.S.C. § 544, 548(a)(1)(B); Cal. Civ. Code §§ 3439.05, 3439.07, 3439.09]; and (3)Recovery of Avoided Transfers [11 U.S.C.§ 550] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) (Madoyan, Noreen)

FR. 1-15-20, 3-11-20, 5-20-20, 8-26-20, 11-18-20, 12-4-20

Docket 1

#### **Tentative Ruling:**

Ruling for August 26, 2020: Continued to 11/18/20 at 2:30 p.m.

#### **Ruling for May 20, 2020:**

Status conference continued to 8/26/20 @ 2:30 p.m. A joint status report to be filed by 8/12/20. The last day to amend the pleadings and join other parties is 9/11/20. The last day for discovery to be completed, including receiving responses to discovery requests, is 9/11/20. The last day for case dispositive pretrial motions is 9/30/20. The last date for such motions to be heard is 11/18/20. Plaintiff to lodge a scheduling order.

**Ruling for March 11, 2020:** Continued to 5/20/20 at 2:30 p.m. Updated status report must be filed two weeks prior to the status conference.

### **Tentative Ruling for March 11, 2020**

Appearance by telephone is authorized for all parties.

## United States Bankruptcy Court Central District of California Northern Division

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Jeffrey Paul Chamberlain

Chapter 7

**Party Information** 

**Debtor(s):** 

Jeffrey Paul Chamberlain Represented By

Heidi Hohler

**Defendant(s):** 

Joan R. MacDonald Represented By

Robert D Bass

Joan R. MacDonald, as Trustee of Pro Se

**Plaintiff(s):** 

Jeremy W. Faith, Chapter 7 Trustee Represented By

Noreen A Madoyan Meghann A Triplett

**Trustee(s):** 

Jeremy W. Faith (TR)

Represented By

Noreen A Madoyan

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

9:19-11675 Craig Alan Lieberman

an Chapter 11

Adv#: 9:19-01078 Elias v. Lieberman

#12.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01078. Complaint by Patricia Elias against Craig Alan Lieberman. willful and malicious injury) (Ortiz, Amber)

FR. 1-29-20, 6-3-20, 6-17-20, 8-26-20, 11-4-20

Docket 1

## **Tentative Ruling:**

<u>Final Ruling for February 10, 2021:</u> Based on the representations of the parties in their most recent joint status report that a preliminary hearing in the criminal matter is scheduled for March 8, 2021, this status conference shall be continued to **March 10, 2021 at 2:30 p.m.** An updated joint status report is not required. However, the parties must appear on March 10, 2021 and provide the Court with an update on the criminal matter.

<u>Final Ruling for November 4, 2020:</u> Based on the representations of the parties in their most recent joint status report that a preliminary hearing in the criminal matter is scheduled for December 2020, this status conference shall be continued to **February 10, 2021 at 2:30 p.m.** A joint status report must be filed no later than January 27, 2021.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

Ruling for June 17, 2020 Continued to 8/26/20 at 2:30 p.m No updated status report required.

### **Tentative Ruling for January 29, 2020**

In light of the pending criminal matter and related proceedings, continue status conference to June 3, 2020 at 2:30 pm and require an updated joint status report

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

## **CONT...** Craig Alan Lieberman

Chapter 11

(including a proposed litigation schedule), to be filed no later than May 27, 2020. If counsel for plaintiff and defendant BOTH concur with this tentative ruling, their appearance on January 29, 2020 is excused. Otherwise, both should appear.

## **Party Information**

**Debtor(s):** 

Craig Alan Lieberman Represented By

Reed H Olmstead

**Defendant(s):** 

Craig Alan Lieberman Represented By

Reed H Olmstead

**Plaintiff(s):** 

Patricia Elias Represented By

Chad M. Prentice

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

## 9:19-11771 Donald Carl Goldammer

Chapter 7

Adv#: 9:20-01045 McBeth v. Borsack

## #13.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01045. Complaint by Sandra K. McBeth against Carmen Corcoba Borsack. (\$350.00 Fee Charge To Estate). - Adversary Proceeding Cover Sheet and Complaint to Sell Interest of Estate and of Co-Owner in Real Property Pursuant to 11 U.S.C.§ 363(h). Nature of Suit: (31 (Approval of sale of property of estate and of a co-owner - 363(h))) (Torres, Felicita)

FR. 10-21-20, 12-4-20

Docket 1

### **Tentative Ruling:**

### Ruling for December 4, 2020:

Continued to February 10, 2021 at 2:30 p.m.

A joint status report is due February 3, 2021.

Last day to complete discovery, including receipt of all discovery requests, and to amend pleadings, or to seek leave to do so, is March 31, 2021.

Last day to file case-dispositive motions is April 14, 2021.

Last day for case-dispositive motions to be heard is May 26, 2021.

The trustee to lodge a Rule 16 scheduling order.

**Ruling for October 21, 2020:** Continued to 12/16/20 at 2:30 p.m. Trustee should file and serve a notice of continued status conference.

### **Party Information**

#### **Debtor(s):**

Donald Carl Goldammer Pro Se

**Defendant(s):** 

Carmen Corcoba Borsack Pro Se

2/10/2021 9:47:29 AM

Page 22 of 26

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

**CONT... Donald Carl Goldammer** 

Chapter 7

**Joint Debtor(s):** 

Yolanda Marie Goldammer Pro Se

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

9:19-12072 Wanda E Oakes

Chapter 7

Adv#: 9:20-01047 McBeth, Chapter 7 Trustee v. Oakes et al

## #14.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01047. Complaint by Sandra K McBeth, Chapter 7 Trustee against Patrick D. Oakes, Jeannette Palazules. (\$350.00 Fee Charge To Estate). Complaint for: (1) Declaratory Judgment; (2) Quiet Title; and (3) Turnover of Property of the Estate [11 U.S.C. §§ 541, 542] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (91 (Declaratory judgment)), (14 (Recovery of money/property - other)), (11 (Recovery of money/property - 542 turnover of property)) (Triplett, Meghann)

FR. 10-21-20, 12-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Notice of Voluntary Dismissal of Adversary Proceeding was Filed by Plaintiff on 12/20/20.

### **Tentative Ruling:**

Ruling for December 4, 2020: Continued to February 10, 2021 at 2:30 p.m. No appearances required on December 4, 2020.

### **Ruling for October 21, 2020**

Continue to December 16, 2020 at 2:30 p.m. The parties shall file a status report by December 2, 2020. Appearances waived for October 21, 2020.

## **Party Information**

**Debtor(s):** 

Wanda E Oakes Represented By

David L Hagan

**Defendant(s):** 

Patrick D. Oakes Pro Se

Jeannette Palazules Pro Se

2/10/2021 9:47:29 AM

Page 24 of 26

Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Wanda E Oakes

Chapter 7

**Plaintiff(s):** 

Sandra K McBeth, Chapter 7 Trustee Represented By

Meghann A Triplett

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Meghann A Triplett

### United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, February 10, 2021

**Hearing Room** 

201

2:30 PM

**9:20-10524** Bashar Albawab

Chapter 7

Adv#: 9:20-01042 Robert M. Gurfield Living Trust et al v. Albawab

#15.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01042. Complaint by Robert M. Gurfield Living Trust against Bashar Albawab. false pretenses, false representation, actual fraud)) (Winfield, William)

FR. 9-30-20, 12-4-20

Docket 1

# **Tentative Ruling:**

Ruling for December 4, 2020: Continued to February 10, 2021 at 2:30 p.m. No appearances required on December 4, 2020.

**Ruling for September 30, 2020:** Continued to 12/16/20 at 2:30 p.m.

### **Party Information**

**Debtor(s):** 

Bashar Albawab Represented By

Brian Nomi

**Defendant(s):** 

Bashar Albawab Pro Se

**Plaintiff(s):** 

Robert M. Gurfield Living Trust Represented By

William E. Winfield

Robert M. Gurfield Represented By

William E. Winfield

**Trustee(s):** 

Jerry Namba (TR) Represented By

Meghann A Triplett

2/10/2021 9:47:29 AM

Page 26 of 26

Thursday, February 11, 2021

**Hearing Room** 

201

10:00 AM 9:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1610755824">https://cacb.zoomgov.com/j/1610755824</a>

ZoomGov meeting number: 161 075 5824

**Password:** 051258

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

Thursday, February 11, 2021

**Hearing Room** 

201

10:00 AM

CONT...

Chapter

- NONE LISTED -

Thursday, February 11, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

#1.00 HearingRE: [1539] Motion Trustee's Notice Of Motion And Motion For An Order To Show Cause Why GIT, Inc. Should Not Be Held In Contempt; Memorandum Of Points And Authorities, Declaration Of George E. Schulman And Request For Judicial Notice In Support Thereof, with Proof of Service (Schulman, George)

Docket 1539

#### **Tentative Ruling:**

### Final Ruling for February 11, 2021

LBR 9020-1 does not require motions for the issuance of an order to show cause recontempt. The trustee, however, set this Motion for hearing. As no opposition was filed in response to the Motion, no purpose will be served by holding a hearing on the Motion. Appearances on February 11, 2021 are waived. The Court will take the Motion under submission.

#### **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc.

Pro Se

### **Trustee(s):**

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, February 11, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

#2.00 HearingRE: [1550] Motion -Trustee's Notice of Motion and Motion for Order Authorizing Abandonment of All Real Property and Personal Property Assets of the Estate related to Leases commonly known as (1) Adam, (2) Bettiga, (3) Laine, (4) Moretti, and (5) RB McFaddin and Rejection thereof; Memorandum of Points and Authorities, Declarations of Michael A. McConnell and Paul Codd and Request for Judicial Notice in Support Thereof; proof of service (Israel, Eric)

Docket 1550

### **Tentative Ruling:**

#### Final Ruling for February 11, 2021

As no opposition was filed in response to the Motion, no purpose will be served by holding a hearing on the Motion. The Motion is granted. Appearances on February 11, 2021 are waived. The trustee shall lodge an order no later than February 18, 2021.

#### **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc.

Pro Se

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, February 11, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 11

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#3.00 CONT'D Status Hearing (re: Complaint & Amended Counterclaims)
RE: [1] Adversary case 9:20-ap-01039. Complaint by Michael A. McConnell,
Chapter 11 Trustee against California Asphalt Production, Inc., a California
corporation, GTL1, LLC a Colorado limited liability company, GIT, INC., a
Colorado corporation. (Charge To Estate). Trustee's Complaint: (1) For
Declaratory Relief; and (2) For Violation of Automatic Stay Nature of Suit: (21
(Validity, priority or extent of lien or other interest in property)),(91 (Declaratory
judgment)) (Singh, Sonia)

FR. 9-29-20, 11-5-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to April 8, 2021 at 10:00am

#### **Tentative Ruling:**

#### Ruling for November 5, 2020

Consolidated with 20-01048, 20-1049 & 20-1050. Defendants amended answer(s) & counterclaims to be filed by December 31, 2020. The trustee's response to any such counterclaims will be due as provided by Rule 15(a)(3). A status conference will be held on February 11, 2021 at 10:00 a.m.

### **Party Information**

#### **Debtor(s)**:

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

California Asphalt Production, Inc., Pro Se

GTL1, LLC a Colorado limited Pro Se

GIT, INC., a Colorado corporation Pro Se

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

2/11/2021 10:24:00 AM

Page 5 of 6

Thursday, February 11, 2021

Hearing Room

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 11

Sonia Singh

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Friday, February 12, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1614728052">https://cacb.zoomgov.com/j/1614728052</a>

ZoomGov meeting number: 161 472 8052

**Password:** 603565

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Friday, February 12, 2021	Hearing Room	303
10:00 AM		
CONT	Cha	apter

Docket 0

Friday, February 12, 2021

**Hearing Room** 

303

10:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#1.00 Motion to sell property of the estate free and clear of liens under section 363(f) chapter 11 trustee's motion for an order:
(1) Approving sale of real property owned by the Gateway Two, LP bankruptcy estate free and clear of all liens, claims, encumbrances and other Interests; (2) Waiving the 14-day stay period set forth in bankruptcy rule 6004(h); and (3) Granting related relief

Docket 194

## **Party Information**

# Debtor(s):

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Tuesday, February 16, 2021

**Hearing Room** 

303

8:30 AM 1:00-00000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1609404078">https://cacb.zoomgov.com/j/1609404078</a>

**ZoomGov meeting number:** 160 940 4078

Password: 465028

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Tuesday, February 16, 2021

**Hearing Room** 

303

<u>8:30 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Tuesday, February 16, 2021

**Hearing Room** 

303

11:00 AM

1:18-12979 Todd Harris Goldman

Chapter 7

#1.00 Debtor's objection to Nicole Goldman's proof of claim

amount for child support owed

Docket 55

#### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov Aram Ordubegian Annie Y Stoops

Tuesday, February 16, 2021

**Hearing Room** 

303

11:00 AM

1:19-10954 Freshstart Home Solutions, LLC

Chapter 7

#2.00 Application for compensation for Bryner Crosby,period: 5/17/2019 to 8/9/2019, Fee: \$10320, Expenses: \$184.30.

Docket 244

#### **Tentative Ruling:**

### Final Ruling for February 16, 2021

Fees and expenses approved pursuant to the Stipulation between the Chapter 7 Trustee and Applicant Bryner Crosby, APC. Applicant to lodge a conforming order by February 22, 2021. Appearances on February 16, 2021 waived.

#### **Party Information**

#### **Debtor(s):**

Freshstart Home Solutions, LLC Represented By

Candice Candice Bryner

**Trustee(s):** 

Jason M Rund (TR) Represented By

Thomas H Casey

Tuesday, February 16, 2021

**Hearing Room** 

303

11:00 AM

1:19-10954 Freshstart Home Solutions, LLC

Chapter 7

#2.10 Application of compensation and for payment of interim fees and/or expenses: period: 4/18/2019 to 5/8/2019 fee: \$14465, expenses: \$0

fr. 2/16/21 (1:30 p.m.).

Docket 240

### **Tentative Ruling:**

### Final Ruling for February 16, 2021

Fees and expenses approved pursuant to the Stipulation between the Chapter 7 Trustee and Applicant Bryner Totaro & Shanahan. Applicant to lodge a conforming order by February 22, 2021. Appearances on February 16, 2021 waived.

#### **Party Information**

#### **Debtor(s):**

Freshstart Home Solutions, LLC Represented By

Candice Candice Bryner

**Trustee(s):** 

Jason M Rund (TR) Represented By

Thomas H Casey

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#3.00 Application of chapter 11 trustee to employ NAI Capital Commercial, Inc. as real estate broker pursuant to

11 U.S.C.§§ 327 and 328 in Gateway Five, LLC bankruptcy case

Docket 150

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

Trustee(s):

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Tuesday, February 16, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10002 Parmelee Investments LLC

Chapter 11

#4.00 Status conference re chapter 11 case

Docket 1

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

#### **Debtor(s):**

Parmelee Investments LLC

Represented By
Matthew Abbasi

Tuesday, February 16, 2021

**Hearing Room** 

301

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#5.00 U.S. Trustee's motion to dismiss or convert case

fr. 9/2/20; 9/14/20(stip); 09/22/20; 10/27/20

Docket 13

\*\*\* VACATED \*\*\* REASON: Motion withdrawn by the U.S. Trustee on 2/12/21.

**Tentative Ruling:** 

Ruling for 10/27/20: Continued to 2/16/21 at 1:30 p.m.

**Ruling for September 22, 2020:** 

Continued to October 27, 2020 at 1:30 p.m.

### **Party Information**

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

John-Patrick McGinnis Fritz (TR)

Pro Se

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#6.00 Status conference re: chapter 11 subchapter V voluntary

petition non-individual

9/2/20, 9/14/20; 9/22/20; 10/27/20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 3/23/21 @ 1:30 p.m.

**Tentative Ruling:** 

Ruling for 10/27/20: Continued to 2/16/21 at 1:30 p.m. Debtor to file and serve a notice of continued status conference.

**Ruling for September 22, 2020:** 

Continued to October 27, 2020 @ 1:30 pm

#### **Party Information**

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

John-Patrick McGinnis Fritz (TR)

Pro Se

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#7.00 Motion to dismiss joint debtor Irene Alvarez-Castaneda

Docket 141

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Sergio Anthony Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#7.10 Debtor's Motion to convert case from chapter 11 to 7

Docket 140

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Sergio Anthony Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#8.00 Joint debtors motion to bifurcate cases

Docket 139

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Sergio Anthony Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#8.10 Motion for relief from stay [RP]

WILMINGTON TRUST, NATIONAL ASSOCIATION

fr. 11/10/20, 12/9/20; 1/19/21. 2/3/21

Docket 101

**Tentative Ruling:** 

Ruling for February 3, 2021: Continued to 2/16/21 at 1:30 p.m.

Ruling for December 9, 2020: Continued to 1/19/21 at 10:00 a.m.

Ruling for November 10, 2020: Continued to 12/9/20 at 10:00 a.m.

#### **Party Information**

**Debtor(s):** 

Sergio Anthony Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Movant(s):** 

Wilmington Trust, National Represented By

Darlene C Vigil

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-12915 Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

#8.20 Status conference re chapter 11 voluntary petition individual

fr. 1/22/20, 3/17/20, 5/26/20, 8/12/20, 8/17/20, 10/27/20. 11/10/20, 2/2/20. 2/3/21

Docket 1

### **Tentative Ruling:**

Ruling for February 3, 2021: Continued to 2/16/21 at 1:30 p.m.

**Ruling for November 10, 2020:** Continued to 2/2/20 at 1:30 p.m. Status report requirement is waived.

<u>Tentative Ruling for October 27, 2020:</u> The status conference is continued to November 10, 2020 at 1:30 p.m. Appearances are waived.

#### Ruling for August 17, 2020

The deadline to file a plan and disclosure statement is extended to September 4, 2020. Debtors shall lodge an order re: that extension. Continued to October 27, 2020 at 1:30 p.m.

Final Ruling for March 17, 2020: The status conference is continued to 5/26/20 at 1:30 p.m. Also, the Debtor's motion to value collateral, which is currently set for hearing on 4/1/20 at 1:30 p.m., will be continued to 5/26/20 at 1:30 p.m. Appearances for the 3/17/20 status conference are waived.

<u>Tentative Ruling for January 22, 2020:</u> The chapter 11 status conference is continued to 3/17/20 at 1:30 p.m. The deadline to file proofs of claim is 4/3/20. Debtor must file and serve a notice of claims bar date no later than 1/31/20. At this time, the Court does not believe a deadline for objections to claims is necessary. Appearances waived.

### **Party Information**

Tuesday, February 16, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Sergio Anthony Castaneda and Irene Alvarez-Castaneda

Chapter 11

**Debtor(s):** 

Sergio Anthony Castaneda Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Joint Debtor(s):** 

Irene Alvarez-Castaneda Represented By

Matthew D. Resnik

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#9.00 Confirmation hearing re second amended chapter 11 plan of reorganization

fr. 11/10/20, 12/9/20

Docket 116

### **Tentative Ruling:**

Ruling for December 9, 2020: Continued to 2/16/21 at 1:30 p.m. Supplement due by 2/9/21.

Ruling for November 10, 2020: Continued to 12/9/20 at 1:30 p.m. Debtor to file and serve a notice of continued hearing no later than 11/13/20. The notice should indicate Debtor filed a 2nd amended plan on 10/28/20. The modifications should be explained. It should also note an objection deadline of 11/24/20. Debtor may reply by 12/2/20.

### **Party Information**

#### **Debtor(s):**

Jose Jesus Ortiz

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P Sanchez

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#10.00 Chapter 11 scheduling and case management conference

fr. 3/26/19; 5/28/19; 8/21/19, 11/15/19, 12/11/19, 4/1/20, 5/26/20, 8/12/20, 8/17/20, 11/10/10, 12/9/20

Docket 1

### **Tentative Ruling:**

Ruling for December 9, 2020: Continued to 2/16/21 at 1:30 p.m.

Ruling for November 10, 2020: Continued to 12/9/20 at 1:30 p.m.

#### Ruling for August 17, 2020

Continued to November 10, 2020 at 1:30 p.m.

Ruling for May 26, 2020: Continued to 8/12/20 at 1:30 p.m.

Ruling for April 1, 2020: Debtor to send out notice setting disclosure statement hearing for 5/26/20 at 1:30. The chapter 11 status conference is also continued to 5/26/20 at 1:30 p.m. Updated status report is not required.

Ruling for 8/21/19: Debtor to lodge a scheduling order regarding plan and disclosure statement deadline of 11/15/19. Scheduling order should also continue the status conference to 12/11/19 at 1:30 p.m. Debtor should file an update.

### Ruling for May 28, 2019:

Continued to August 21, 2019 at 1:30 p.m. Debtor to file an updated status report by August 7, 2019. Appearances waived.

#### Ruling for March 26, 2019:

The general claims bar date is May 28, 2019. Debtor shall serve notice of the bar date

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Jose Jesus Ortiz

Chapter 11

by April 9, 2019. Continued to May 28, 2019 at 1:30 p.m. Debtor shall file and serve notice of the continued status conference. Debtor to lodge a bar date order.

### **Party Information**

### **Debtor(s):**

Jose Jesus Ortiz

Represented By Lionel E Giron

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-10954 Freshstart Home Solutions, LLC

Chapter 7

#11.00

Application for compensation and for payment of interim fees and/or expenses: period: 4/18/2019 to 5/8/2019 fee: \$14465, expenses: \$0.

Docket 240

\*\*\* VACATED \*\*\* REASON: rescheduled to 11:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Freshstart Home Solutions, LLC Represented By

Candice Candice Bryner

**Trustee(s):** 

Jason M Rund (TR)

Represented By

Thomas H Casey

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:20-10502 Ross Friedman

Chapter 11

#12.00 Confirmation hearing of subchapter V plan

Docket 144

\*\*\* VACATED \*\*\* REASON: Hearing continued to 3/2/21 at 1:30 PM pursuant to Order entered 1/22/21. [Dkt. No. 183]

### **Tentative Ruling:**

Ruling for November 20, 2020: Continued to February 16, 2021 at 1:30 p.m. Objections to be filed by February 2, 2021. Debtor to give notice to all creditors, including those listed on the record as having not been served, with notice of the continued hearing and notice of the objection deadline.

#### **Party Information**

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

#### 1:20-10502 Ross Friedman

Chapter 11

#13.00 Status conference re chapter 11 subchapter V voluntary petition Individual

fr. 4/28/20, 9/2/20, 9/14/20, 10/1/20, 11/20/20

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 3/2/21 at 1:30 p.m. to be heard with the confirmation hearing

#### **Tentative Ruling:**

**Ruling for November 20, 2020:** Continued to 2/16/21 at 1:30 p.m.

#### Ruling for October 1, 2020:

Tentative adopted.

#### **Tentative Ruling on October 1, 2020**

Continued to November 20, 2020 at 1:30 p.m.. No new status report required as the confirmation hearing is set for the same date and time. Appearances on October 1, 2020 waived.

Ruling for 4/28/20: Debtor's counsel should lodge an order providing for the following: Bar date is set for 6/19/20; Notice of bar date should be filed by 5/1/20. Deadline to file plan and disclosure statement is 7/20/20. Debtor should file objections to claims by 7/10/20. Status conference continued to ??? (Court will do an order with continued status conf date.)

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Tuesday, February 16, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Ross Friedman Chapter 11

**Party Information** 

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

Trustee(s):

Andrew W. Levin (TR) Pro Se

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#14.00 Status conferencere re chapter 11 voluntary petition non-individual

fr. 11/20/20

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

#### **Tentative Ruling:**

**Ruling for November 20, 2020:** The docket erroneously indicates there is a plan and disclosure statement deadline. The Court vacates this deadline. The Court sets a general bar date of 2/12/21. Debtor must mail the notice of bar date no later than 11/30/20. Continued to 2/16/21 at 1:30 p.m. Updated status report is due 2/2/21.

#### **Party Information**

#### **Debtor(s):**

Cross Country Holdings Partnership,

Represented By Raymond H. Aver

Tuesday, February 16, 2021

**Hearing Room** 

301

1:30 PM

1:20-11492 ARM Management LLC

Chapter 11

#15.00 Motion to convert case from chapter 11 to 7

Docket 68

\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

**Tentative Ruling:** 

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

ARM Management LLC

Represented By R Grace Rodriguez

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:20-11492 ARM Management LLC

Chapter 11

#16.00 Status conference re:chapter 11 voluntary petition individual

fr. 11/20/20(cont'd at hrg held 11/10/20); 12/7/20

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

ARM Management LLC

Represented By R Grace Rodriguez

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

### 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#17.00 Creditors' motion to dismiss or convert bankruptcy case under 11 U.S.C. section 1112(b)

fr. 12/11/19; 1/22/20 (stip), 2/19/20; 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20

Docket 59

\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

#### **Tentative Ruling:**

#### **Ruling for December 8, 2020**

Continued to February 16, 2021 @ 1:30 p.m. If Movants choose to supplement the Motion with new grounds for relief, those papers must be filed by January 26, 2021. Debtors' response will be due February 2, 2021 and any supplemental reply will be due February 9, 2021.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. 8/19/20 is deadline for Movant to file supplement. 8/26/20 is the deadline for the Debtor to respond. The parties are ordered to meet and confer on a discovery schedule within the next 10 days.

### **Ruling for 2/19/20:**

Continued to May 13, 2020 at 1:30 p.m.

Tuesday, February 16, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

**Ruling for December 11, 2019** 

Continued to 1/22/20 at 1:30 p.m.

**Party Information** 

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#18.00

Motion to reconsider and to reopen or amend order sustaining Pacific Western Bank's motion objecting to debtors' small business election

Docket 295

\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#19.00 Creditor's motion to disallow debtors' claimed homestead exemption

fr. 11/13/19 (stip); 12/11/19 (stip); 1/22/20 (stip); 4/1/20(stip); 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20, 12/8/20

Docket 41
\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

#### **Tentative Ruling:**

## **Ruling for December 8, 2020**

Continued to February 16, 2021 @ 1:30 p.m. to trail the amended disclosure statement.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### Ruling for October 1, 2020:

Continued to November 6, 2020 at 10:00 a.m.

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. However, no new briefing is ordered. This will be a status conference on the motion.

## **April 1, 2020**

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No.

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

## **Party Information**

# **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#20.00

First amended disclosure statement (redlined) describing first amended chapter 11 plan of reorganization

Docket 299

\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#21.00 Status conference re: chapter 11 case

fr. 9/10/19, 12/11/19, 1/22/20, 3/19/20, 5/13/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 2/17/21 at 1:30 p.m. per court's request

### **Tentative Ruling:**

#### Ruling for December 8, 2020

The Rule 2015.3 reports which were due in September 2020 must be filed by December 22, 2020.

Debtors amended disclosure statement and amended plan, including redlines, to be filed by January 26, 2021. Objections to the amended disclosure statement to be filed by February 2, 2021. Debtors reply to any such objections to be filed by February 9, 2020. A hearing on the forthcoming amended disclosure statement will be held February 16, 2021 @ 1:30 p.m.

The status conference is continued to February 16, 2021 @ 1:30 p.m.

### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### Ruling for October 1, 2020:

Continued to November 6, 2020 at 10:00 a.m.

**Ruling for June 8, 2020:** Plan confirmation hearing set for 9/2/20 at 1:30 p.m. Deadline for objections to plan confirmation is 8/19/20. Deadline for the Debtor to file a brief in support of confirmation and response to objections is 8/26/20. No new status report needed.

#### Ruling for May 13, 2020:

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Continued to June 8, 2020 at 1:30 p.m. Debtor to file and serve a notice of continuance.

#### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

#### Ruling for December 11, 2019

Continued to 1/22/20 at 1:30 p.m.

#### Ruling for September 10, 2019

The application to employ the Orantes Law Firm is set for hearing on October 7, 2019 at 1:30 p.m. The Orantes Law Firm shall files its supplemental brief by September 23, 2019 on the issues identified by the Court during the status conference. Any opposition shall be filed by September 30, 2019.

The bar date is set for November 1, 2019. Notice of the bar date to be filed and served by September 17, 2019.

Continued to December 11, 2019 at 1:30 p.m. Dtr to file and serve a notice of continued status conference. Dtr to file an updated status report by November 27, 2019.

## **Party Information**

#### **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes

#### **Joint Debtor(s):**

Yong Chu Kim-Brillouet Represented By
Giovanni Orantes

Page 33 of 36

Tuesday, February 16, 2021

**Hearing Room** 

303

1:30 PM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet

**Chapter 11** 

Tuesday, February 16, 2021

**Hearing Room** 

303

2:30 PM

## 1:21-10214 James Alexander

Chapter 11

- #21.10 Cred Inc., et al and the official committee of unsecured creditors of Cred Inc., at al's joint emergency omnibus motion for
  - (1) relief from the automatic stay and
  - (2) transfer of venue

Docket 16

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

James Alexander Represented By

David B Golubchik

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Tuesday, February 16, 2021

**Hearing Room** 

303

3:00 PM

1:21-10181 Clear Distribution, LLC

Chapter 11

#22.00

Motion for Order Dismissing Debtor's Bankruptcy Case, or in the Alternative, Removing the Debtor as a Debtor In Possession Under 11 U.S.C. Section 1185 and Requiring Adequate Protection Pursuant to 11 U.S.C. Section 363(e)

Docket 19

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Clear Distribution, LLC Represented By

Sevan Gorginian

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Wednesday, February 17, 2021

**Hearing Room** 

303

1:30 PM 1:00-00000

Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1617169482

**ZoomGov meeting number:** 161 716 9482

**Password:** 414833

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Wednesday, February 17, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Chapter

Docket 0

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#1.00 Status conferencere re chapter 11 voluntary petition non-individual

fr. 11/20/20, 2/16/21

Docket 1

## **Party Information**

#### **Debtor(s):**

Cross Country Holdings Partnership,

Represented By Raymond H. Aver

1:20-11492 ARM Management LLC

Chapter 11

#2.00 Motion to convert case from chapter 11 to 7

fr. 2/16/21

Docket 68

# **Party Information**

## **Debtor(s):**

ARM Management LLC

Represented By R Grace Rodriguez

1:20-11492 ARM Management LLC

Chapter 11

#3.00 Status conference re:chapter 11 voluntary petition individual

fr. 11/20/20(cont'd at hrg held 11/10/20); 12/7/20, 2/16/21

2/9/2021 1:13:23 PM Page 2 of 6

Wednesday, February 17, 2021

**Hearing Room** 

303

1:30 PM

**CONT... ARM Management LLC** 

Chapter 11

Docket 1

## **Party Information**

**Debtor(s):** 

ARM Management LLC Represented By

R Grace Rodriguez

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#4.00 Creditors' motion to dismiss or convert bankruptcy case under 11 U.S.C. section 1112(b)

fr. 12/11/19; 1/22/20 (stip), 2/19/20; 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21

Docket 59

#### **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

2/9/2021 1:13:23 PM Page 3 of 6

Wednesday, February 17, 2021

**Hearing Room** 

303

1:30 PM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet Chapter 11

**#5.00** 

Motion to reconsider and to reopen or amend order sustaining Pacific Western Bank's motion objecting to

debtors' small business election

2/16/21

Docket 295

## **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

> Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

> Giovanni Orantes Luis A Solorzano

Trustee(s):

Pro Se Gregory Kent Jones (TR)

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#6.00 Creditor's motion to disallow debtors'

claimed homestead exemption

fr. 11/13/19 (stip); 12/11/19 (stip); 1/22/20 (stip);

4/1/20(stip); 5/13/20 (stip)

advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20;

11/9/20, 12/8/20, 2/16/21

Wednesday, February 17, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Docket 41

## **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#7.00 First amended disclosure statement (redlined) describing

first amended chapter 11 plan of reorganization

fr. 2/16/21

Docket 299

# **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

2/9/2021 1:13:23 PM Page 5 of 6

Wednesday, February 17, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR)

Pro Se

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#8.00 Status conference re: chapter 11 case

fr. 9/10/19, 12/11/19, 1/22/20, 3/19/20, 5/13/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21

Docket 1

## **Party Information**

## **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes

Thursday, February 18, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1605634795">https://cacb.zoomgov.com/j/1605634795</a>

ZoomGov meeting number: 160 563 4795

**Password:** 715104

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Thursday, February 18, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Thursday, February 18, 2021

**Hearing Room** 

303

10:00 AM

1:20-11581 Gateway Four, LP

Chapter 11

#0.10 Chapter 11 Trustee's Emergency Motion For Entry Of An Interim Order: (I) Authorizing The Chapter 11 Trustee To Obtain Postpetition Financing And Use Cash Collateral; (II) Granting Senior Secured And Other Liens And Superpriority Claims; (III) Granting Adequate Protection; (IV) Modifying The Automatic Stay; And (V) Granting Related Relief

fr. 11/6/20, 11/16/20, 11/23/20, 12/9/20, 1/5/21, 1/6/21, 2/3/21

Docket 55

\*\*\* VACATED \*\*\* REASON: Motion granted on a final basis on 2/3/21.

#### **Tentative Ruling:**

Ruling for February 3, 2021: Granted on a final basis.

## **Ruling for January 6, 2021**

Continued to February 3, 2021 at 1:30 p.m.

#### **Ruling for January 5, 2021**

Continued to January 6, 2021 at 1:30 p.m.

#### **Ruling for November 23, 2020**

The motion is approved on a final basis as to Gateway Four & Gateway Five. The motion is continued for a final hearing as to Gateway Two to December 9, 2020 at 9:00 a.m.

The trustee may set forthcoming applications to employ real estate brokers for December 9, 2020 at 9:00 a.m. without filing ex parte applications to shorten time.

#### Ruling for November 16, 2020

As to Gateway Two, the hearing is continued to November 23, 2020 at 10:00 a.m. As to Gateway Four, the proposed order attached as Exhibit 2 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing

Thursday, February 18, 2021

**Hearing Room** 

303

10:00 AM

## **CONT...** Gateway Four, LP

Chapter 11

will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020.

As to Gateway Five, the proposed order attached as Exhibit 4 to the trustee's Supplemental Reply (case dkt. 89) is approved subject to the clarification that Romspen's lien for postpetition financing will not prime the County's lien for ad valorem real property taxes and is approved only on an interim basis. A final hearing will be held on November 23, 2020 at 10:00 a.m. Any opposition to final approval must be filed by 9:00 a.m. on November 23, 2020. The parties are to continue negotiating regarding the section 506(c) waiver as indicated by the Court at the hearing.

# **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro

Movant(s):

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

**Trustee(s):** 

David Keith Gottlieb (TR) Represented By

Krikor J Meshefejian

Ron Bender

Thursday, February 18, 2021

**Hearing Room** 

303

10:00 AM

## 1:20-11581 Gateway Four, LP

Chapter 11

#0.20 Chapter 11 trustee's motion for entry of an order:

- (I) Approving, on an interim basis, the stipulation authorizing chapter 11 trustee to continue using the cash collateral of the Gateway Four, LP Bankruptcy Estate;
- (II) Scheduling a final hearing on this motion and the stipulation; and
- (III) Granting Related Relief

fr. 2/3/21

Docket 213

### **Tentative Ruling:**

Ruling for February 3, 2021: Continued for final approval to 2/18/21 at 10:00 a.m. Trustee must file and serve a notice of hearing by 2/4/21. The notice of hearing should include the posted Zoom information. The notice should include what the Court approved at this hearing. Objection must be received by 2/16/21. Response to the objection may be filed anytime before 2/18/21.

#### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Thursday, February 18, 2021

**Hearing Room** 

303

1:30 PM

## 1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#1.00 Status conference re: Ghorbanian DDS, Inc., and Ghorbanian DDS II, Inc. [claim no. 7] or, in the alternative to estimate claim for allowance purposes

fr. 5/7/19; 5/13/19, 6/11/19; 7/17/19, 12/5/19, (advanced fr.12/11/19), 12/10/19, 2/19/20; 4/1/20; 6/10/20, 8/12/20, 9/2/20, 9/14/20, 12/9/20

Docket 268

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

Final Ruling for February 18, 2021: Based on the representations of the parties that there are ongoing settlement discussions and the parties are interested in mediation, the status conference is continued to April 29, 2021 at 1:30 p.m. to provide the parties with an opportunity to mediate their dispute. Appearances are waived.

<u>Final Ruling for 12/9/20:</u> Based on the representations of the parties that there are ongoing settlement discussions, the status conference is continued to **February 18**, **2021 at 1:30 p.m.** The parties are required to file a joint status report no later than February 11, 2021 explaining the status of settlement or alternatively, a proposed litigation schedule.

Ruling for 9/14/20: Continued to 12/9/20 at 11:00 a.m. Parties are ordered to mediate. This will be noted on the docket. Parties should agree to a mediator and then lodge an order.

Ruling for April 1, 2020: Continued to June 10, 2020 at 1:30 p.m. The parties must file and serve a status report no later than May 27, 2020. Appearances are waived.

<u>April 1, 2020</u>

April 1, 2020

Based on United States District Court Chief Judge's Order No. 20-042 closing all of

Thursday, February 18, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Mohammad Sadegh Namazikhah

Chapter 7

the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT ((888)-882-6878). Additional details are available by visiting their website: https://courtcall.com.

**Ruling for 2/19/20:** Continued to 4/1/20 at 11:00 a.m.

Ruling for 12/10/19: Continued as a status conference until after the chapter 7 trustee is appointed. Continued to 2/19/20 at 11:00 a.m. Ghorbanians must file and serve a notice of continued status conference.

#### Ruling for July 17, 2019

The Ghorbanian Parties are ordered to produce documents, and serve amended responses / objections, to the subpoena served by the Debtor no later than July 31, 2019. The Court approves all other provisions of the parties' stipulation/status reports. Debtor shall lodge an order approving. In the future the parties are admonished to prepare a proper discovery stipulation rather than each side filing a "status report" regarding the discovery dispute. No further status conference will be held on this motion. The pretrial conference remains on calendar for December 5, 2019 at 2:30 p.m.

Ruling for 6/11/19: Continued as status conference to 7/17/19 at 1:30 p.m. Evidentiary hearing set for 12/16/19 at 10:00 a.m., afternoon of 12/17, and 12/20/19 at 10:00 a.m.

**Rulilng for 5/13/19:** Continued to 6/11/19 at 1:30 p.m.

**Ruling for 5/7/19:** Continued to 5/13/19 at 10:00 a.m. as a status conference.

Thursday, February 18, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Mohammad Sadegh Namazikhah

Chapter 7

**Party Information** 

**Debtor(s):** 

Mohammad Sadegh Namazikhah

Represented By Raymond H. Aver

Thursday, February 18, 2021

**Hearing Room** 

303

1:30 PM

1:18-11844 Joe Wallace

Chapter 7

Adv#: 1:20-01073 Seror, Chapter 7 Trustee v. Wallace

#2.00 Status conference re complaint for:

objecting to entry of discharge pursuant to 11 U.S.C. §§ 727(a) and (c) and objection / revocation of discharge - 727(c),(d),(e)

fr. 9/24/20; 1/21/21

Docket 1

## **Tentative Ruling:**

Ruling for September 24, 2020: Continued to 1/22/21 at 1:30 p.m. Non-expert discovery cut-off is 5/31/21. Joint status report or stipulation regarding balance of litigation schedule must be filed by 1/8/21. Plaintiff's counsel should lodge a conforming order.

#### **Party Information**

**Debtor(s):** 

Joe Wallace Represented By

Alfred J Verdi

**Defendant(s):** 

Joe Wallace Pro Se

Plaintiff(s):

David Seror, Chapter 7 Trustee Represented By

Susan K Seflin

**Trustee(s):** 

David Seror (TR) Represented By

Jessica L Bagdanov

David Seror

Thursday, February 18, 2021

**Hearing Room** 

303

1:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:20-01113 Seror v. Ismail et al

#3.00 Status conference re complaint for

- 1) avoidance of fraudulent transfers with actual intent
- 2) avoidance of constructive fraudulent transfers
- 3) recovery and preservation of avoided transfers

fr. 01/07/21(stip)

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Hasan Ismail Pro Se

Nasim Ismail Pro Se

**Plaintiff(s):** 

David Seror Represented By

Jessica Wellington

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan

#### Thursday, February 18, 2021

**Hearing Room** 

303

1:30 PM

### 1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:20-01118 Seror v. Goldman et al

> Status conference re amended complaint for: **#4.00**

- 1) Declaratory relief
- 2) Avoidance of fraudulent transfers with actual intent [11 USC. §§ 544(b)]
- 3) Avoidance of fraudulent transfers with actual intent [11 USC.§548(a)(1)(A)]
- 4) Avoidance of constructively fraudulent transfers
- 5) Recovery and preservation of avoided transfers
- 6) Conversion
- 7) Turnover
- 8) Accounting
- 9) Injunctive relief

# Stip to continue filed 12/31/20

Docket

5

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 1/4/21. Hearing continued to 4/15/21 at 1:30 PM. [Dkt. No.10]

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

## **Defendant(s):**

Todd Harris Goldman Pro Se Pro Se Maya Hamblet

Matthew Roch Argall Pro Se

Roy Revivo Pro Se

Andrew Goldman Pro Se

Pro Se David & Goliath, Inc.

2/18/2021 9:07:36 AM Page 11 of 13

Thursday, February 18, 2021

Hearing Room

303

<u>1:30 PM</u>

CONT... Todd Harris Goldman

Chapter 7

Nerf Pong Productions, LLC

Pro Se

The Ross Art Group Inc.

Pro Se

Quality Art Auctions, Inc.

Pro Se

Plaintiff(s):

David Seror

Represented By

Annie Y Stoops

Aram Ordubegian

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov

Thursday, February 18, 2021

**Hearing Room** 

303

2:30 PM

1:12-10986 Allana Baroni

Chapter 7

Adv#: 1:20-01082 Seror v. Kasarjian et al

#5.00 Status conference re complaint for specific performance and injunctive relief

fr. 12/10/20(stip)

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 4/29/21 at 1:30 p.m. per order entered on 2/17/21 doc# 30

**Tentative Ruling:** 

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Allana Baroni Represented By

Michael S Riley Richard L Antognini Matthew D. Resnik M. Jonathan Hayes

**Defendant(s):** 

Jack Kasarjian Pro Se

Karlene Kelley Pro Se

**Plaintiff(s):** 

David Seror Represented By

Ryan Coy

**Trustee(s):** 

David Seror (TR) Represented By

Susan K Seflin Jessica L Bagdanov

Friday, February 19, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1603388603

**ZoomGov meeting number:** 160 338 8603

**Password:** 952912

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Friday, February 19, 2021

**Hearing Room** 

201

10:00 AM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#0.10 Stipulation By Jordanos, Inc./Pacific Beverage Company and Notice of Motion per FRBP 4001 and LBR 9013-1(o) and Motion for Approval of Stipulation Between Debtor and Creditor Jordanos/Pacific Beverage Co. Regarding Relief from Stay; Declaration of Felicita A. Torres Filed by Creditor Jordanos, Inc./Pacific Beverage Company (Torres, Felicita)

Docket 288

\*\*\* VACATED \*\*\* REASON: Rescheduled to 1:30pm on the February 19, 2021 calendar.

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Jordanos, Inc./Pacific Beverage Represented By

Felicita A Torres

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Friday, February 19, 2021

**Hearing Room** 

201

<u>10:00 AM</u>

## 9:20-10858 Deepa Biswas Willingham

Chapter 7

#1.00 HearingRE: [82] Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1422 Nantucket Drive Apt A, Houston, TX 77057. (Lee, Nancy)

Docket 82

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Deepa Biswas Willingham Represented By

Reed H Olmstead

Movant(s):

Bank of America, N.A. Represented By

Nancy L Lee

**Trustee(s):** 

Jerry Namba (TR) Represented By

William C Beall Carissa N Horowitz

Randy W. Williams Represented By

Andrew Goodman

Friday, February 19, 2021

**Hearing Room** 

201

11:30 AM

#### 9:19-11918 Mahmood Jafroodi

Chapter 7

#2.00 CONT'D Hearing

Order to Show Cause Why Debtor Should Not be Held in Civil Contempt for Failure to Comply with Court Orders Compelling the Production of Documents and Turnover of Funds and Sanctioned for Such Failures

FR. 10-21-20, 12-3-20, 1-13-21

Docket 126

\*\*\* VACATED \*\*\* REASON: Continued to March 17, 2021 at 11:30am

## **Tentative Ruling:**

Ruling for January 13, 2021: Continued to 2/19/21 at 11:30 a.m. The Trustee shall file a pleading in connection with the privilege issue by 1/29/21. Debtor must file response by 2/12/21. Reply is due no later than 2/17/21. Trustee must file a scheduling order which includes the excusal of Debtor's appearance. Also, the Court orders the parties to meet and confer (by phone or video) with respect to the privilege issue.

Ruling for October 21, 2020: Continued to 12/16/20 at 11:30 a.m. No later than 12/2/20, the Trustee should file a statement as to whether or not there has been further compliance. The Trustee's statement should also explain whether additional sanctions are necessary. No later than 12/9/20, the Debtor should file and serve a response. The Debtor should appear by video and audio, along with his counsel. Contempt order shall be held for 48 hours.

The Court finds Debtor in civil contempt for failure to timely comply with the turnover order. Funds were subject to turnover and no adequate demonstration by the Debtor that Debtor is incapable of complying with the order. The Court will allow the Debtor one last opportunity to purge contempt within 14 days of the entry of the contempt order.

Also, with respect to failure of turnover of the funds, the Trustee was forced to bring the motion for an order to show cause. Debtor is responsible for the trustee's fees and costs in bringing the motion.

Friday, February 19, 2021

**Hearing Room** 

201

11:30 AM

### CONT... Mahmood Jafroodi

Chapter 7

Re the document request, the Court acknowledges there has been compliance with some of the requests. But the Court finds there has not been substantial compliance with the 2004 order. There has been an unjustified failure to timely respond. Debtor has 14 days to purge his contempt from the date of the entry of the contempt order.

## **Party Information**

#### **Debtor(s):**

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

#### **Trustee(s):**

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Courtroom 201 Calendar

Friday, February 19, 2021

**Hearing Room** 

201

11:30 AM

9:20-11522 Michael I. Gauss

Chapter 7

#3.00 HearingRE: [7] Motion to Dismiss Debtor Notice of Motion and Motion to Dismiss Involuntary Petition and Award Fees, Costs and Sanctions Pursuant to 11 U.S.C. § 303(i); Memorandum of Points and Authorities; Declaration of Michael Guss in Support Thereof

Docket 7

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Michael I. Gauss Represented By

Matthew A Lesnick

#### Movant(s):

Michael I. Gauss Represented By

Matthew A Lesnick Matthew A Lesnick

Courtroom 201 Calendar

Friday, February 19, 2021

**Hearing Room** 

201

11:30 AM

9:20-11522 Michael I. Gauss

Chapter 7

#4.00 Status Conference

RE: [1] Chapter 7 Involuntary Petition Against an Individual Michael I. Gauss. (Filed by attorney Robert M Yaspan, Petitioning Creditors: Rasel, Ltd., Consul Group RE 2021, S.R.L, NEEW TNG fka RSW Investments Group Ltd, SWIG AMERICA CONSULTING, LLC, Arteam Consult, Ltd, Genius of Wealth, LLC, and SWIG International Ltd.)

FR. 2-10-21

Docket 1

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Michael I. Gauss

Represented By Matthew A Lesnick

Friday, February 19, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

#5.00 CONT'D Hearing

Chapter 11 Status Conference

FR. 11-20-19, 2-26-20, 5-20-20, 7-15-20, 10-7-20, 1-13-21

Docket 1

### **Tentative Ruling:**

### Ruling for January 13, 2021:

Continued to February 19, 2021 at 1:30 p.m. Debtor should be prepared to address deadlines and what needs to be done, must file and serve notice of the continued status conference and a brief status report.

#### Ruling for October 7, 2020:

Continued to January 13, 2021 @ 1:30 p.m. with a status report to be filed two weeks prior. Dtr to serve a notice of continued status conference with the zoom information no later than October 21, 2020.

#### Ruling for July 15, 2020

Continued to October 7, 2020 at 1:30 p.m. Debtor must file and serve an updated status report two weeks prior to the continued status conference.

**Final Ruling for 5/20/20:** Continued to 7/15/20 at 1:30 p.m. Debtor must file an updated status report no later than 7/1/20. Appearances are waived.

Ruling for 2/26/20: Continued to 5/20/20 at 1:30 p.m. Debtor to file a notice of continued status conference/status report two weeks prior to the hearing.

#### **Ruling for November 20, 2019:**

Continued to February 20, 2020 at 1:30 p.m.

The bar date is January 31, 2020. Debtor to file and serve the bar date notice by November 27, 2019.

#### **Party Information**

Friday, February 19, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

CONT... Craig Alan Lieberman

**Chapter 11** 

**Debtor(s):** 

Craig Alan Lieberman

Represented By Reed H Olmstead

Friday, February 19, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#6.00

HearingRE: [91] Application for Compensation First Interim Application for Compensation and Reimbursement of Expenses of Michael Jay Berger; Declarations of Michael Jay Berger and Caesar Ho In Support Thereof for Michael Jay Berger, Debtor's Attorney, Period: 8/26/2020 to 1/15/2021, Fee: \$29,730.50, Expenses: \$831.40.

Docket 91

### **Tentative Ruling:**

### **Tenative Ruling for February 19, 2021**

No opposition filed. Application is approved and payments authorized as requested. Appearances waived. Applicant to lodge an order no later than February 26, 2021.

#### **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

**Movant(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger Michael Jay Berger Michael Jay Berger

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Friday, February 19, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

**#7.00** HearingRE: [299] Motion NOTICE OF MOTION AND MOTION OF DEBTOR TO AUTHORIZE PAYMENTS TO INSIDERS JAIME DIETENHOFER AND JUDITH

DIETENHOFER NUNC PRO TUNC

Docket 299

# **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Friday, February 19, 2021

**Hearing Room** 

201

1:30 PM

### 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#7.10 Stipulation By Jordanos, Inc./Pacific Beverage Company and Notice of Motion per FRBP 4001 and LBR 9013-1(o) and Motion for Approval of Stipulation Between Debtor and Creditor Jordanos/Pacific Beverage Co. Regarding Relief from Stay; Declaration of Felicita A. Torres Filed by Creditor Jordanos, Inc./Pacific Beverage Company (Torres, Felicita)

Docket 288

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Jordanos, Inc./Pacific Beverage Represented By

Felicita A Torres

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Friday, February 19, 2021

**Hearing Room** 

201

1:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

#8.00

HearingRE: [56] Motion to strike / Notice Of Motion And Motion To Strike Small Business Debtor Designation And Subchapter V Election By Debtor In Chapter 11 Petition; Declarations Of Robert P. Mahoney And Juliet Y. Oh In Support Thereof

Docket 56

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Jaime Gray Dietenhofer Represented By

Summer M Shaw

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Juliet Y Oh

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Tuesday, March 2, 2021

**Hearing Room** 

303

11:00 AM 1:00-0000

Chapter

**VACATED** - All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1602831733

**ZoomGov meeting number:** 160 283 1733

**Password:** 385796

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Tuesday, March 2, 2021 Hearing Room

<u>11:00 AM</u>

CONT... Chapter

303

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Tuesday, March 2, 2021

**Hearing Room** 

303

11:00 AM

**1:18-12552** Marvin Singer

Chapter 7

#1.00 Chapter 7 trustee's final report and applications for compensation

Docket 287

### **Tentative Ruling:**

### Final Ruling for March 2, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than March 9, 2021.

### **Party Information**

#### **Debtor(s):**

Marvin Singer Represented By

Shai S Oved

**Trustee(s):** 

Amy L Goldman (TR) Represented By

Lovee D Sarenas Jasmin Yang Maria L Garcia

Tuesday, March 2, 2021

**Hearing Room** 

303

1:30 PM

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#2.00 U.S. Trustee Motion to dismiss or convert case

Docket 4

\*\*\* VACATED \*\*\* REASON: Order continuing hearing to 3/23/21 at 1:30 PM entered on 2/25/21. [Dkt. 60]

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Cross Country Holdings Partnership, Represented By

Raymond H. Aver

Tuesday, March 2, 2021

**Hearing Room** 

303

1:30 PM

1:21-10181 Clear Distribution, LLC

Chapter 11

#3.00 Status conference re chapter 11 sub chapter v voluntary petition non individual

Docket 1

\*\*\* VACATED \*\*\* REASON: Case dismissed on 2/23/21. Case Dkt. 42.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Clear Distribution, LLC Represented By

Sevan Gorginian

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Tuesday, March 2, 2021

**Hearing Room** 

303

1:30 PM

1:20-10502 Ross Friedman

Chapter 11

#4.00 Confirmation hearing of subchapter V plan

fr. 2/16/21

Docket 176

\*\*\* VACATED \*\*\* REASON: Continued to March 5, 2021 @ 10:00 a.m.

### **Tentative Ruling:**

**Ruling for November 20, 2020:** Continued to February 16, 2021 at 1:30 p.m. Objections to be filed by February 2, 2021. Debtor to give notice to all creditors, including those listed on the record as having not been served, with notice of the continued hearing and notice of the objection deadline.

#### **Party Information**

#### **Debtor(s):**

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Tuesday, March 2, 2021

**Hearing Room** 

303

1:30 PM

#### 1:20-10502 Ross Friedman

Chapter 11

#5.00 Status conference re chapter 11 subchapter V voluntary petition Individual

fr. 4/28/20, 9/2/20, 9/14/20, 10/1/20, 11/20/20, 2/16/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to March 5, 2021 @ 10:00 a.m.

### **Tentative Ruling:**

Ruling for November 20, 2020: Continued to 2/16/21 at 1:30 p.m.

#### Ruling for October 1, 2020:

Tentative adopted.

#### **Tentative Ruling on October 1, 2020**

Continued to November 20, 2020 at 1:30 p.m.. No new status report required as the confirmation hearing is set for the same date and time. Appearances on October 1, 2020 waived.

Ruling for 4/28/20: Debtor's counsel should lodge an order providing for the following: Bar date is set for 6/19/20; Notice of bar date should be filed by 5/1/20. Deadline to file plan and disclosure statement is 7/20/20. Debtor should file objections to claims by 7/10/20. Status conference continued to ??? (Court will do an order with continued status conf date.)

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Tuesday, March 2, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Ross Friedman Chapter 11

**Party Information** 

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

Trustee(s):

Andrew W. Levin (TR) Pro Se

Wednesday, March 3, 2021

**Hearing Room** 

201

2:00 PM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1600806069

ZoomGov meeting number: 160 080 6069

**Password:** 958111

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

Wednesday, March 3, 2021

**Hearing Room** 

201

2:00 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.00 Hearing

RE: [320] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Accounts receivable of the Debtor for monies owed by the Debtor's affiliates, Figueroa Mountain Entertainment Westlake Village, LLC and Figueroa Mountain Entertainment Arroyo Grande, LLC.

Docket 320

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Jeffrey D Sternklar

Juliet Y Oh

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, March 3, 2021

**Hearing Room** 

201

2:00 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

#2.00 Hearing

RE: [63] Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: .

Docket 63

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

### **Debtor(s):**

Jaime Gray Dietenhofer Represented By

Summer M Shaw

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Juliet Y Oh

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Friday, March 5, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1609916461">https://cacb.zoomgov.com/j/1609916461</a>

ZoomGov meeting number: 160 991 6461

**Password:** 349296

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Friday, March 5, 2021 Hearing Room 303

<u>10:00 AM</u>

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Friday, March 5, 2021

**Hearing Room** 

303

10:00 AM

1:18-11802 Irina Raskin

Chapter 7

#1.00 Objection to claim number 2-3 by claimant Alex Raskin and request for judicial notice

fr. 11/10/20, 11/12/20, 1/15/21

Docket 279

\*\*\* VACATED \*\*\* REASON: continued to 4/13/21 at 11:00 a.m. per order entered on 3/3/21 doc [297]

### **Tentative Ruling:**

### Ruling for January 15, 2021:

Continued to March 5, 2021 at 10:00 a.m.

#### Ruling for November 12, 2020:

Continued to January 15, 2021 @ 10:00 a.m. Simultaneous supplemental briefs addressing the issues identified by the Court to be filed by December 4, 2020 with simultaneous supplemental reply briefs to be filed by December 18, 2020.

#### Ruling for November 10, 2020:

Continued to 10:00 a.m. on November 12, 2020.

#### **Party Information**

#### **Debtor(s):**

Irina Raskin Represented By

Stella A Havkin

**Trustee(s):** 

David Seror (TR) Represented By

Nancy H Zamora

Friday, March 5, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-10502 Ross Friedman

Chapter 11

#2.00 Confirmation hearing of subchapter V plan

fr. 2/16/21, 3/2/21

Docket 176

### **Tentative Ruling:**

#### **Tentative Ruling for March 5, 2021:**

Debtor shall be prepared to address the following:

- 1. What treatment is provided for in the Amended Plan for Proof of Claim #17 (Lionel Levin, Esq.; unsecured priority claim for \$22,800)? If POC #17 is a member of Class 1(a), the Amended Plan needs to say that. Is Levin being paid directly on account of POC #17 or does the Debtor propose to pay Larissa Soltanova Friedman ("Larissa") on behalf of Levin and, if so, has Levin consented to this arrangement? If Levin has not consented, and is a member of Class 1(a), the class appears to be impaired.
- 2. Why does the Amended Plan characterize Classes 2, 2(a) and 2(b) as "secured?" Only claims secured by collateral in which the estate holds an interest can be deemed secured. 11 U.S.C. § 506(a). If 123 Ramona, LLC and 801 Vendome, LLC own the real properties securing these obligations, the claims are unsecured.
- 3. Why does the Amended Plan create a current obligation to pay what appear to be contingent guaranty claims in Class 2? It is unclear what the facts are regarding the guaranty claims in favor of Axos Bank fka BOFL ("Axos") asserted in Proofs of Claim #12, #13 and #15. POC #12 and #13 include a written guaranty from the Debtor of the principal obligations of 123 Ramona, LLC. POC #15 asserts it is a guaranty from the Debtor of the principal obligation of 801 Vendome, LLC but no written guaranty is attached to POC #15. The Amended Plan appears to describe all of these guaranty claims as contingent. If the claims are contingent, why does the Amended Plan require the Debtor as opposed to the principal obligors to make current payments

Friday, March 5, 2021

**Hearing Room** 

303

10:00 AM

#### **CONT...** Ross Friedman

Chapter 11

to Axos? If the principal obligors are current on these debts, why would the Debtor be required to make payments to Axos on the same debts?

Why does the Amended Plan characterize Class 2 as "unimpaired?" In the 9<sup>th</sup> Circuit, any alteration of a creditor's rights, including enhancement of such rights, constitutes impairment. *In re L & J Anaheim Assocs.*, 995 F.2d 940, 942–43 (9th Cir. 1993). To the extent the Amended Plan enhances Axos' rights on contingent guaranty claims, Class 2 is impaired.

- 4. Why does the Amended Plan characterize Class 3 as "unimpaired" if no postpetition interest is paid to members of this class? The rule in the 9<sup>th</sup> Circuit is that unsecured creditors of a solvent debtor must be paid postpetition interest (at no less than the federal post-judgment rate) to be deemed unimpaired. *In re Cardelucci*, 285 F.3d 1231, 1233–34, 1236 (9th Cir. 2002). See also, *In re Cuker Interactive*, *LLC*, 622 B.R. 67, 71 (Bankr. S.D. Cal. 2020); *In re PG&E Corp.*, 610 B.R. 308, 312-13, 315 (Bankr. N.D. Cal. 2019), *leave to appeal denied sub nom. Ad Hoc Comm. of Holders of Trade Claims v. PG&E Corp.*, 614 B.R. 344 (N.D. Cal. 2020). The Amended Plan does not mention the payment of any postpetition interest to Class 3, therefore it is impaired.
- 5. What claims are members of Class 3? The Amended Plan does not direct the reader to an exhibit listing all of the creditors included in Class 3. Claims listed on the Debtor's Schedule F which are not listed as contingent or unliquidated or disputed are deemed prima facie valid. Fed. R. Bankr. P. 3003(b)(1). The following claims from Debtor's Schedule F are deemed allowed but do not appear to be accounted for in the Amended Plan:

Michael Kliman	\$100,000
Michael Warsavsky	\$12,000
Adil Friedman	\$150,000

6. Why does the Amended Plan assert that Class 3 will be paid "100%"? It appears that the amount of claims in Class 3 is at least \$345,967.45, excluding accrued postpetition interest. The Amended Plan provides for only \$83,967.45

Friday, March 5, 2021

**Hearing Room** 

303

10:00 AM

**CONT...** Ross Friedman

Chapter 11

in payments to Class 3.

- 7. Will the Debtor cure any amounts owing under the CCAP / Santander auto lease? The Errata to the Amended Plan states the Debtor will be assuming this lease at confirmation. Proof of Claim #4 filed by CCAP asserts a default amount of \$594.88 as of the Petition Date. The Debtor must cure any monetary defaults under the lease as a condition of assumption. 11 U.S.C. § 365(b)(1)(A). The Amended Plan needs to state the amount of any cure so that all parties in interest can assess the feasibility of the Amended Plan.
- 8. Is the Debtor rejecting the auto lease with Mercedes Benz Financial Services listed on Schedule G? If so, does the Amended Plan need to fix a bar date for filing a rejection damages claim? Although the Debtor's declaration mentions that he "turned in the Mercedes," the Amended Plan does not appear to address whether this lease was (or will be) rejected.
- 9. Why is paragraph 8.08 "Retention of Jurisdiction" left blank?
- 10. The March 1, 2021 Stipulation Regarding Debtor's Amended Plan of Reorganization between the Debtor and Axos appears to be an untimely reaffirmation agreement. See Fed. R. Bankr. P. 4008(a) ("A reaffirmation agreement shall be filed no later than 60 days after the first date set for the meeting of creditors under § 341(a) of the Code"). Did Axos otherwise comply with Bankruptcy Code section 524(c)(2) and (k)? Will Debtor's counsel be filing the declaration required by Bankruptcy Code section 524(c) (3)?

Ruling for November 20, 2020: Continued to February 16, 2021 at 1:30 p.m. Objections to be filed by February 2, 2021. Debtor to give notice to all creditors, including those listed on the record as having not been served, with notice of the continued hearing and notice of the objection deadline.

#### **Party Information**

#### **Debtor(s)**:

Ross Friedman

Represented By Stella A Havkin

3/4/2021 5:29:50 PM

Page 6 of 9

Friday, March 5, 2021 Hearing Room 303

10:00 AM

CONT... Ross Friedman Chapter 11

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Friday, March 5, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

#### 1:20-10502 Ross Friedman

Chapter 11

#3.00 Status conference re chapter 11 subchapter V voluntary petition Individual

fr. 4/28/20, 9/2/20, 9/14/20, 10/1/20, 11/20/20, 2/16/21, 3/2/21

Docket 1

#### **Tentative Ruling:**

Ruling for November 20, 2020: Continued to 2/16/21 at 1:30 p.m.

#### **Ruling for October 1, 2020:**

Tentative adopted.

#### **Tentative Ruling on October 1, 2020**

Continued to November 20, 2020 at 1:30 p.m.. No new status report required as the confirmation hearing is set for the same date and time. Appearances on October 1, 2020 waived.

Ruling for 4/28/20: Debtor's counsel should lodge an order providing for the following: Bar date is set for 6/19/20; Notice of bar date should be filed by 5/1/20. Deadline to file plan and disclosure statement is 7/20/20. Debtor should file objections to claims by 7/10/20. Status conference continued to ??? (Court will do an order with continued status conf date.)

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Friday, March 5, 2021

**Hearing Room** 

303

10:00 AM

CONT... Ross Friedman Chapter 11

**Party Information** 

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

Trustee(s):

Andrew W. Levin (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

10:00 AM 9:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618076192

**ZoomGov meeting number:** 161 807 6192

**Password:** 844009

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

Wednesday, March 10, 2021

**Hearing Room** 

201

10:00 AM

**9:20-10524** Bashar Albawab

Chapter 7

#1.00 HearingRE: [49] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Refunds relating to a Mercedes-Benz Extended Limited Warranty. (Yun, Lisa)

Docket 49

### **Tentative Ruling:**

### Ruling for March 10, 2021

Granted.

#### **Party Information**

**Debtor(s):** 

Bashar Albawab Represented By

Brian Nomi

**Trustee(s):** 

Jerry Namba (TR) Represented By

Meghann A Triplett

Wednesday, March 10, 2021

**Hearing Room** 

201

10:00 AM

# 9:20-11353 Samuel Lopez Romero

Chapter 7

#2.00 HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Toyota Camry. (Martinez, Kirsten)

Docket 8

### **Tentative Ruling:**

# Ruling for March 10, 2021

Tentative adopted.

# **Tentative Ruling for March 10, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than March 17, 2021.

#### **Party Information**

#### **Debtor(s):**

Samuel Lopez Romero Represented By

Navid Kohan

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

10:00 AM

**9:20-11376** Mercedis Flores

Chapter 7

#3.00 HearingRE: [13] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Ford Transit Connect, VIN: NM0LS7E2XK1403472. (Ith, Sheryl)

Docket 13

### **Tentative Ruling:**

# Ruling for March 10, 2021

Tentative adopted.

# **Tentative Ruling for March 10, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than March 17, 2021.

#### **Party Information**

**Debtor(s):** 

Mercedis Flores Represented By

Edmond Richard McGuire

**Trustee(s):** 

Wednesday, March 10, 2021

**Hearing Room** 

201

10:00 AM

### 9:20-11488 Crystal Hernandez

Chapter 7

#4.00 HearingRE: [10] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Jeep Compass, VIN: 3C4NJCBB8KT750125. (Ith, Sheryl)

Docket 10

### **Tentative Ruling:**

# Ruling for March 10, 2021

Tentative adopted.

# **Tentative Ruling for March 10, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than March 17, 2021.

#### **Party Information**

**Debtor(s):** 

Crystal Hernandez Represented By

Janet A Lawson

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

10:00 AM

#### 9:20-11558 Robert Bruce Larson

Chapter 7

#5.00 HearingRE: [11] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2012 Chevrolet Traverse, VIN:

1GNKRGED6CJ363945. (Ith, Sheryl)

Docket 11

### **Tentative Ruling:**

# Ruling for March 10, 2021

Tentative adopted.

# **Tentative Ruling for March 10, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than March 17, 2021.

#### **Party Information**

#### **Debtor(s):**

Robert Bruce Larson Represented By

Nicholas M Wajda

#### **Trustee(s):**

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11234 Sandra Luz Bacelis

Chapter 7

#6.00 Reaffirmation Hearing Date SetRE: [11] Reaffirmation Agreement Between Debtor and American Honda Finance Corporation

Docket 11

### **Tentative Ruling:**

#### Ruling for March 10, 2021

Not approved as the debtor does not personally benefit from use of the car.

### **Party Information**

#### **Debtor(s):**

Sandra Luz Bacelis Represented By

Todd J Mannis

**Trustee(s):** 

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11252 **Juan Cervantez, Jr.** 

Chapter 7

#7.00 Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and

Bank of the West

Docket 10

**Tentative Ruling:** 

Ruling for March 10, 2021

Not approved.

**Party Information** 

**Debtor(s):** 

Juan Cervantez Jr. Represented By

Daniel A Higson

**Trustee(s):** 

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11308 Juan Gabriel Polvo Hernandez and Angelica Ramirez

Chapter 7

**#8.00** Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and UNIFY Financial Federal Credit Union

Docket 10

### **Tentative Ruling:**

### Ruling for March 10, 2021

Approved.

### **Party Information**

#### **Debtor(s):**

Juan Gabriel Polvo Hernandez Represented By

Randall V Sutter

**Joint Debtor(s):** 

Angelica Ramirez Sanchez Represented By

Randall V Sutter

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11313 Christopher James Chambers

Chapter 7

**#9.00** Reaffirmation Hearing Date SetRE: [17] Reaffirmation Agreement Between Debtor and American Honda Finance Corporation

Docket 17

**Tentative Ruling:** 

Ruling for March 10, 2021

Not approved.

**Party Information** 

**Debtor(s):** 

Christopher James Chambers Represented By

Leslie A Tos

**Trustee(s):** 

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11352 Marco Antonio Bello and Nancy Bello

Chapter 7

#10.00 Reaffirmation Hearing Date SetRE: [10] Pro se Reaffirmation Agreement Between

Debtor and Ally Bank

Docket 10

**Tentative Ruling:** 

Ruling for March 10, 2021

Continued to 4/19/21 @ 11:30 a.m. to allow the debtor to negotiate with the lender.

**Party Information** 

**Debtor(s):** 

Marco Antonio Bello Represented By

Daniel A Higson

**Joint Debtor(s):** 

Nancy Bello Represented By

Daniel A Higson

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11400 Aldo Nicholas Argana

Chapter 7

#11.00 Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and Capital One Auto Finance, a division of Capital One, N.A.

Docket 10

**Tentative Ruling:** 

Ruling for March 10, 2021

Approved.

**Party Information** 

**Debtor(s):** 

Aldo Nicholas Argana Represented By

Beatriz Chen

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11410 Luis Gil

Chapter 7

#12.00 Reaffirmation Hearing Date Set

RE: [9] Reaffirmation Agreement Between Debtor and Santander Consumer USA, Inc., successor in interest to Gateway One Lending & Finance, LLC

Docket 9

\*\*\* VACATED \*\*\* REASON: Rescheduled for April 19, 2021 at 11:30am before Judge Deborah Saltzman.

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

Luis Gil Represented By

Michael B Clayton

Trustee(s):

Sandra McBeth (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11492 Elizabeth Severson

Chapter 7

#13.00 Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation (Rafferty, John)

Docket 10

**Tentative Ruling:** 

Ruling for March 10, 2021

Continued to 4/19/21 @ 11:30 a.m.

**Party Information** 

**Debtor(s):** 

Elizabeth Severson Represented By

Christopher C Barsness

**Trustee(s):** 

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11504 **Deidre E Walker** 

Chapter 7

#14.00 Reaffirmation Hearing Date SetRE: [10] Pro se Reaffirmation Agreement Between Debtor and TD Auto Finance LLC (2011 Ford Edge)

Docket 10

#### **Tentative Ruling:**

#### Ruling for March 10, 2021

Continued to 4/19/21 @ 11:30 a.m. to allow the debtor to try to negotiate a lower monthly payment with TD Auto Finance.

#### **Party Information**

#### **Debtor(s):**

Deidre E Walker Represented By

Linda S Blonsley

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11564 Raynold Rodriguez

Chapter 7

#15.00 Reaffirmation Hearing Date SetRE: [9] Reaffirmation Agreement Between Debtor and

OneMain

Docket 9

**Tentative Ruling:** 

Ruling for March 10, 2021

Approved.

**Party Information** 

**Debtor(s):** 

Raynold Rodriguez Represented By

Stephen Stern

**Trustee(s):** 

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:20-11564 Raynold Rodriguez

Chapter 7

#16.00 Reaffirmation Hearing Date SetRE: [11] Reaffirmation Agreement Between Debtor and Capital One Auto Finance, a division of Capital One, N.A.

Docket 11

**Tentative Ruling:** 

Ruling for March 10, 2021

Not approved.

**Party Information** 

**Debtor(s):** 

Raynold Rodriguez Represented By

Stephen Stern

**Trustee(s):** 

# United States Bankruptcy Court Central District of California Northern Division

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:21-10014 Carlos Molina, Jr

Chapter 7

**#17.00** Reaffirmation Hearing Date SetRE: [10] Pro se Reaffirmation Agreement Between

Debtor and Capital One Auto

Docket 10

**Tentative Ruling:** 

Ruling for March 10, 2021

Not approved.

**Party Information** 

**Debtor(s):** 

Carlos Molina Jr Pro Se

**Trustee(s):** 

Wednesday, March 10, 2021

**Hearing Room** 

201

11:00 AM

9:21-10045 Susan Gallardo

Chapter 7

#18.00 Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and

Toyota Motor Credit Corporation (Rafferty, John)

Docket 10

**Tentative Ruling:** 

Ruling for March 10, 2021

Not approved.

**Party Information** 

**Debtor(s):** 

Susan Gallardo Represented By

Janet A Lawson

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Courtroom 201 Calendar

Wednesday, March 10, 2021

**Hearing Room** 

201

1:30 PM

#### 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#18.10 CONTD. Hearing

Stipulation By Jordanos, Inc./Pacific Beverage Company and Notice of Motion per FRBP 4001 and LBR 9013-1(o) and Motion for Approval of Stipulation Between Debtor and Creditor Jordanos/Pacific Beverage Co. Regarding Relief from Stay; Declaration of Felicita A. Torres Filed by Creditor Jordanos, Inc./Pacific Beverage Company (Torres, Felicita)

FR. 2-19-21

Docket 288

\*\*\* VACATED \*\*\* REASON: Stipulated order resolving matter was entered on 3/9/2021.

#### **Tentative Ruling:**

Ruling for February 19, 2021: Continued to 3/10/21 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Jordanos, Inc./Pacific Beverage Represented By

Felicita A Torres

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#19.00 CONT'D Status Conference

RE: [65] Chapter 11 Subchapter V Plan of Reorganization

FR. 1-13-21

Docket 65

\*\*\* VACATED \*\*\* REASON: Confirmation hearing continued to 4/26/21 @ 1:30 p.m. per order entered 2/22/21. Case Dkt. 102.

#### **Tentative Ruling:**

#### Ruling for January 13, 2021:

The Court sets the following confirmation schedule:

Confirmation hearing -- March 10, 2021 @ 1:30 p.m.

Deadline for objections to confirmation -- February 25, 2021.

Deadline for Debtor to file its brief, and all necessary evidence, in support of confirmation -- March 3, 2021.

Debtor to file an amended plan by January 27, 2021.

Debtor to file and serve notice & the amended plan on all creditors by January 27, 2021.

#### Ruling for October 7, 2020:

The Court sets a bar date of November 23, 2020, with notice of the bar date to be filed and served on all creditors by October 14, 2020. The deadline for the Debtor to file its disclosure statement is extended to December 16, 2020. The status conference is continued to January 13, 2020 at 1:30 p.m. The Debtor shall serve written notice, including the specific zoom connection information, on all creditor with the bar date notice.

#### **Party Information**

#### **Debtor(s):**

Citco Enterprises, Inc.

Represented By Michael Jay Berger

Wednesday, March 10, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Citco Enterprises, Inc.

**Chapter 11** 

**Trustee(s):** 

Andrew W. Levin (TR)

Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#20.00 Chapter 11 Voluntary Petition Non-Individual Status Conference

FR. 11-18-20

Docket 1

**Tentative Ruling:** 

**Ruling for March 10, 2021:** Continued to 6/9/21 at 1:30 p.m.

Ruling for November 18, 2020

Continued to March 10, 2020 at 1:30 p.m. Debtor to file and serve a notice of the continued status conference. Updated status report to be filed two weeks before.

#### **Party Information**

**Debtor(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

1:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

#21.00 CONT'D Hearing -

Chapter 11 Status Conference

FR. 12-4-20

Docket 1

**Tentative Ruling:** 

Ruling for March 10, 2021: Continued to 6/9/21 at 1:30 p.m.

#### Ruling for December 4, 2020:

Continued to March 10, 2021 at 1:30 p.m. Dtr to file and serve a notice of continued status conference with the zoomgov connection information. A brief updated status report is due two weeks prior to the status conference.

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

**9:19-10411 Janel Kirby** 

Chapter 7

Adv#: 9:20-01041 NAMBA v. Kirby et al

#22.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01041. Complaint by JERRY NAMBA against Jon Kirby, Kathy Crowder. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other)),(11 (Recovery of money/property - 542 turnover of property)) (Beall, William)

FR. 9-30-20, 12-4-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to May 26, 2021 at 2:30pm

**Tentative Ruling:** 

Ruling for September 30, 2020: Continued to 12/16/20 at 2:30 p.m. Updated joint status report must be filed by 12/2/20.

#### **Party Information**

**Debtor(s):** 

Janel Kirby Pro Se

**Defendant(s):** 

Jon Kirby Represented By

Brian Nomi

Kathy Crowder Represented By

Brian Nomi

**Plaintiff(s):** 

JERRY NAMBA Represented By

William C Beall

**Trustee(s):** 

Jerry Namba (TR) Represented By

William C Beall

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

Adv#: 9:19-01078 Elias v. Lieberman

#23.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01078. Complaint by Patricia Elias against Craig Alan Lieberman . willful and malicious injury)) (Ortiz, Amber)

FR. 1-29-20, 6-3-20, 6-17-20, 8-26-20, 11-4-20, 2-10-21

Docket 1

#### **Tentative Ruling:**

Ruling for March 10, 2021: Continued to 7/28/21 at 2:30 p.m. Defendant should file a notice of continued status conference. The notice should require both Plaintiff and Defendant to appear. The requirement of an updated status report is waived.

<u>Final Ruling for February 10, 2021:</u> Based on the representations of the parties in their most recent joint status report that a preliminary hearing in the criminal matter is scheduled for March 8, 2021, this status conference shall be continued to **March 10, 2021 at 2:30 p.m.** An updated joint status report is not required. However, the parties must appear on March 10, 2021 and provide the Court with an update on the criminal matter.

<u>Final Ruling for November 4, 2020:</u> Based on the representations of the parties in their most recent joint status report that a preliminary hearing in the criminal matter is scheduled for December 2020, this status conference shall be continued to **February 10, 2021 at 2:30 p.m.** A joint status report must be filed no later than January 27, 2021.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

**Ruling for June 17, 2020** Continued to 8/26/20 at 2:30 p.m. No updated status report required.

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Craig Alan Lieberman

Chapter 11

#### **Tentative Ruling for January 29, 2020**

In light of the pending criminal matter and related proceedings, continue status conference to June 3, 2020 at 2:30 pm and require an updated joint status report (including a proposed litigation schedule), to be filed no later than May 27, 2020. If counsel for plaintiff and defendant BOTH concur with this tentative ruling, their appearance on January 29, 2020 is excused. Otherwise, both should appear.

### **Party Information**

**Debtor(s):** 

Craig Alan Lieberman Represented By

Reed H Olmstead

**Defendant(s):** 

Craig Alan Lieberman Represented By

Reed H Olmstead

**Plaintiff(s):** 

Patricia Elias Represented By

Chad M. Prentice

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

9:19-11692 Ragsdale F Panopio

Chapter 7

#24.00 CONT'D Hearing

RE: [37] Motion to Avoid Lien JUDICIAL LIEN with Lilia Serobian

FR. 12-3-20, 1-13-21

Docket 37

#### **Tentative Ruling:**

Ruling for March 10, 2021: Off-calendar.

#### Ruling for January 13, 2021:

Continued to March 10, 2021 at 2:30 p.m. for the parties to lodge a stipulated order reflecting their agreement.

Ruling for December 3, 2020: Continued to 1/13/21 at 2:30 p.m. The initial status conference in the adversary proceeding is also continued to 1/13/21 at 2:30 p.m.

#### **Party Information**

**Debtor(s):** 

Ragsdale F Panopio Represented By

Matthew D. Resnik John K Rounds

Movant(s):

Ragsdale F Panopio Represented By

Matthew D. Resnik Matthew D. Resnik Matthew D. Resnik John K Rounds John K Rounds John K Rounds

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

3/12/2021 1:45:04 PM Page 28 of 35

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Ragsdale F Panopio

Chapter 7

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

9:19-11692 Ragsdale F Panopio

Chapter 7

Adv#: 9:20-01046 Serobian v. Panopio

#25.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01046. Complaint by Lilia Serobian against Ragsdale F Panopio. false pretenses, false representation, actual fraud)),(65 (Dischargeability - other)) (Khojayan, Vahe)

FR. 10-21-20, 12-4-20, 1-13-21

Docket 1

### **Tentative Ruling:**

<u>Ruling for March 10, 2021:</u> Continued to 4/26/21 at 2:30. The Court does not require an updated status report.

#### **Ruling for January 13, 2021:**

Continued to March 10, 2021 at 2:30 p.m.

Ruling for October 21, 2020: Continued to 12/16/20 at 2:30 p.m. Status report due by 12/2/20. Defendant's answer is due by 11/30/20.

#### **Party Information**

**Debtor(s):** 

Ragsdale F Panopio Represented By

Matthew D. Resnik John K Rounds

**Defendant(s):** 

Ragsdale F Panopio Represented By

John K Rounds

Plaintiff(s):

Lilia Serobian Represented By

Vahe Khojayan

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Ragsdale F Panopio

Chapter 7

Trustee(s):

Jeremy W. Faith (TR)

Pro Se

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

9:20-10954 Whittaker Bradley

Chapter 7

Adv#: 9:20-01055 Carrera v. Bradley

#26.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01055. Complaint by Santana Carrera against

Whittaker Bradley . (willful and malicious injury)

FR. 1-13-21

Docket 1

#### **Tentative Ruling:**

<u>Ruling for March 10, 2021:</u> Continued to 7/28/21 at 2:30 p.m. Updated status report is due two weeks prior to the hearing.

#### **Ruling for January 13, 2021:**

Continued to March 10, 2021 at 2:30 p.m. Plaintiff may set motion for default judgment for that date and time.

### **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

**Defendant(s):** 

Whittaker Bradley Pro Se

**Plaintiff(s):** 

Santana Carrera Represented By

Benjamin Tryk

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

9:20-10954 Whittaker Bradley

Chapter 7

Adv#: 9:20-01055 Carrera v. Bradley

#26.10 Hearing

RE: [11] Motion for Default Judgment Under LBR 7055-1

Docket 11

\*\*\* VACATED \*\*\* REASON: Entered due to clerical error. Hearing is not on calendar.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

**Defendant(s):** 

Whittaker Bradley Pro Se

**Plaintiff(s):** 

Santana Carrera Represented By

Benjamin Tryk

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

9:18-10584 Corona Elias

Chapter 7

Adv#: 9:20-01016 Faith v. Elias et al

#27.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01016. Complaint by Jeremy W. Faith against David Medina Elias, Corona Elias. (Charge To Estate). (Attachments: # 1 Adversary Coversheet) Nature of Suit: (91 (Declaratory judgment)),(11 (Recovery of money/property - 542 turnover of property)) (Pagay, Carmela)

FR. 4-15-20, 6-17-20, 8-26-20, 10-21-20, 12-4-20, 1-20-21, 2-2-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Order Approving Stipulated Dismissal entered on 3/9/21. Case closed.

#### **Tentative Ruling:**

<u>Final Ruling for February 2, 2021:</u> Continued to March 10, 2021 at 2:30 p.m. The parties have settled. On January 14, 2021, the Plaintiff filed a motion to approve compromise in the main bankruptcy case. Appearances are waived.

**Final Ruling for December 4, 2020:** Based on the representations in the Plaintiff's Unilateral Status Report that the parties have settled, the status conference is continued to January 20, 2021 at 2:30 p.m. If a settlement agreement is not filed before that date, then the parties must file an updated status report no later than January 6, 2021. Appearances are waived.

Final Ruling for October 21, 2020: Based on the representations in the Plaintiff's Unilateral Status Report, the status conference is continued to December 16, 2020 at 2:30 p.m. If a settlement agreement is not filed before that date, then the parties must file an updated status report no later than December 2, 2020. Appearances are waived.

<u>Tentative Ruling for August 26, 2020:</u> Continued to October 21, 2020 at 2:30 p.m. An updated status report must be filed no later than October 7, 2020. Appearances are waived.

**Ruling for June 17, 2020:** Continued to 8/26/20 at 2:30 p.m.

3/12/2021 1:45:04 PM

### United States Bankruptcy Court Central District of California Northern Division

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 10, 2021

**Hearing Room** 

201

2:30 PM

CONT... Corona Elias Chapter 7

**Party Information** 

**Debtor(s):** 

Corona Elias Represented By

Vaughn C Taus

**Defendant(s):** 

David Medina Elias Pro Se

Corona Elias Represented By

Vaughn C Taus

**Plaintiff(s):** 

Jeremy W. Faith Represented By

Carmela Pagay

**Trustee(s):** 

Jeremy W. Faith (TR)

Represented By

Carmela Pagay

Thursday, March 11, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#1.00 CONT'D Hearing

RE: [44] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21

Docket 44

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to April 8, 2021 at

10:00am

#### **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

Movant(s):

GLR, LLC, a Delaware limited Represented By

William C Beall

GLR, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

Thursday, March 11, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By
Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, March 11, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#2.00 CONT'D Hearing

RE: [45] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21

Docket 45

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to April 8, 2021 at

10:00am

#### **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

Movant(s):

GRL, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

Thursday, March 11, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By
Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, March 11, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 11

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#3.00 CONTD. Status Hearing

RE: [1] Adversary case 9:20-ap-01006. Complaint by Michael A. McConnell, Chapter 11 Trustee against GLR, LLC, a Delaware limited liability company, GRL, LLC, a Delaware limited liability company. (Charge To Estate). Chapter 11 Trustee's Complaint: (1) To Avoid and Recover Preferential Transfers; (2) To Avoid and Recover Fraudulent Transfers; and (3) For Turnover and Accounting Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) (Shechtman, Zev)

FR. 3-12-20, 4-17-20, 7-15-20, 9-29-20, 12-15-20 (Advanced), 12-2-20, 1-14-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to April 8, 2021 at 10:00am

#### **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

Thursday, March 11, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

**Chapter 11** 

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By
Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

### United States Bankruptcy Court Central District of California San Fernando Valley Judge Martin R. Barash, Presiding Courtroom 303 Calendar

Tuesday, March 16, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

**VACATED** - All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1617390738

**ZoomGov meeting number:** 161 739 0738

**Password:** 560131

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

# United States Bankruptcy Court Central District of California San Fernando Valley Judge Martin R. Barash, Presiding Courtroom 303 Calendar

Tuesday, March 16, 2021

**Hearing Room** 

303

10:00 AM CONT...

Chapter

Docket 0

\*\*\* VACATED \*\*\* REASON: Rescheduled by the court to 3/23/21 at 10:00 a.m.

Wednesday, March 17, 2021

**Hearing Room** 

201

10:00 AM **9:00-0000** 

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1604648576">https://cacb.zoomgov.com/j/1604648576</a>

**ZoomGov meeting number:** 160 464 8576

**Password:** 957925

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

Wednesday, March 17, 2021

**Hearing Room** 

201

10:00 AM

CONT...

Chapter

- NONE LISTED -

Wednesday, March 17, 2021

**Hearing Room** 

201

1<u>1:30 AM</u>

9:19-10183 A&C Health Care Unlimted, LLC

Chapter 7

#1.00 Chapter 7 Trustee's Final Report, Application for Compensation and Application(s) for Compensation of Professionals filed on behalf of Trustee Sandra K. McBeth. The United States Trustee has reviewed the Chapter 7 Trustee's Final Report. Filed by United States Trustee. (united states trustee (pg))

Docket 28
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

#### Final Ruling for March 17, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee may now lodge a conforming order. The order shall be lodged no later than March 24, 2021.

#### **Party Information**

#### **Debtor(s):**

A&C Health Care Unlimted, LLC Represented By

Matthew D. Resnik

#### **Trustee(s):**

Sandra McBeth (TR) Pro Se

Wednesday, March 17, 2021

**Hearing Room** 

201

1<u>1:30 AM</u>

9:19-10283 Art Sebastian Galindo and Mary Virginia Galindo

Chapter 7

#2.00 Notice of Trustee's Final Report and Applications for Compensation (BNC-PDF) Filed by United States Trustee (RE: related document(s)108). (united states trustee (pg))

Docket 109

\*\*\* VACATED \*\*\* REASON: See final ruling below.

## **Tentative Ruling:**

#### Final Ruling for March 17, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee may now lodge a conforming order. The order shall be lodged no later than March 24, 2021.

## **Party Information**

**Debtor(s):** 

Art Sebastian Galindo Represented By

Larry D Webb

**Joint Debtor(s):** 

Mary Virginia Galindo Represented By

Larry D Webb

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 17, 2021

**Hearing Room** 

201

11:30 AM

### 9:19-11918 Mahmood Jafroodi

Chapter 7

#3.00 CONT'D Hearing

Order to Show Cause Why Debtor Should Not be Held in Civil Contempt for Failure to Comply with Court Orders Compelling the Production of Documents and Turnover of Funds and Sanctioned for Such Failures

FR. 10-21-20, 12-3-20, 1-13-21, 2-19-21

Docket 126

\*\*\* VACATED \*\*\* REASON: Stipulated order entered on 2-23-21. Hering continued to May 5, 2021 at 11:30am.

## **Tentative Ruling:**

Ruling for January 13, 2021: Continued to 2/19/21 at 11:30 a.m. The Trustee shall file a pleading in connection with the privilege issue by 1/29/21. Debtor must file response by 2/12/21. Reply is due no later than 2/17/21. Trustee must file a scheduling order which includes the excusal of Debtor's appearance. Also, the Court orders the parties to meet and confer (by phone or video) with respect to the privilege issue.

Ruling for October 21, 2020: Continued to 12/16/20 at 11:30 a.m. No later than 12/2/20, the Trustee should file a statement as to whether or not there has been further compliance. The Trustee's statement should also explain whether additional sanctions are necessary. No later than 12/9/20, the Debtor should file and serve a response. The Debtor should appear by video and audio, along with his counsel. Contempt order shall be held for 48 hours.

The Court finds Debtor in civil contempt for failure to timely comply with the turnover order. Funds were subject to turnover and no adequate demonstration by the Debtor that Debtor is incapable of complying with the order. The Court will allow the Debtor one last opportunity to purge contempt within 14 days of the entry of the contempt order.

Also, with respect to failure of turnover of the funds, the Trustee was forced to bring the motion for an order to show cause. Debtor is responsible for the trustee's fees and costs in bringing the motion.

Wednesday, March 17, 2021

**Hearing Room** 

201

11:30 AM

**CONT...** Mahmood Jafroodi

Chapter 7

Re the document request, the Court acknowledges there has been compliance with some of the requests. But the Court finds there has not been substantial compliance with the 2004 order. There has been an unjustified failure to timely respond. Debtor has 14 days to purge his contempt from the date of the entry of the contempt order.

# **Party Information**

#### **Debtor(s):**

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

Trustee(s):

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Wednesday, March 17, 2021

**Hearing Room** 

201

11:30 AM

**9:20-10191 Jared Adam Falk** 

Chapter 7

#4.00 HearingRE: [17] Motion to Reopen Chapter 7 Case by Stipiulation between Debtor,

Jared Falk and Logix Credit Union. A. Lysa)

Docket 17

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Jared Adam Falk Represented By

Kevin T Simon

Movant(s):

LOGIX FEDERAL CREDIT Represented By

A. Lysa Simon

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, March 17, 2021

**Hearing Room** 

201

11:30 AM

**9:20-10191 Jared Adam Falk** 

Chapter 7

#5.00 HearingRE: [18] Motion to Vacate Discharge by Stipulation between Debtor, Jared Falk

and Creditor Logix Federal Credit Union (Simon, A. Lysa)

Docket 18

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Jared Adam Falk Represented By

Kevin T Simon

Movant(s):

LOGIX FEDERAL CREDIT Represented By

A. Lysa Simon

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

#5.10 Hearing

RE: [112] MOTION FOR SUPPLEMENTAL ORDER AUTHORIZING DEBTOR TO SELL BANKRUPTCY ESTATES INTEREST IN REAL PROPERTY FREE AND CLEAR OF THE LIEN OF GARY YOUNG; DECLARATION OF CRAIG ALAN LIEBERMAN

Docket 112

\*\*\* VACATED \*\*\* REASON: Withdrawal of motion filed 3-15-21.

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Craig Alan Lieberman

Represented By Reed H Olmstead

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

9:18-11786 Steven Gregory Ow

Chapter 11

#6.00 CONT'D Confirmation Hearing RE: Chapter 11 Plan of Reorganization

FR. 2-10-21

Docket 195

\*\*\* VACATED \*\*\* REASON: Continued to April 26, 2021 at 1:30 p.m.

## **Tentative Ruling:**

Ruling for February 10, 2021: Continued to 3/17/21 at 1:30 p.m. Ballot deadline is 3/3/21. Brief and ballot tabulation due 3/10/21. Debtor to file a notice of continuance with the following deadlines noted. No new status report is required.

## **Party Information**

## **Debtor(s):**

Steven Gregory Ow

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia

Courtroom 201 Calendar

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

**9:18-11786 Steven Gregory Ow** 

Chapter 11

#7.00 CONT'D Chapter 11 Status Conference

FR. 8-16-19, 11-20-19, 2-10-20, 3-25-20, 5-20-20, 8-5-20, 9-16-20, 12-4-20, 2-10-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to April 26, 2021 at 1:30 p.m.

### **Tentative Ruling:**

Ruling for February 10, 2021: Continued to 3/17/21 at 1:30 p.m.

# Ruling for December 4, 2020:

Continued to February 10, 2021 at 1:30 p.m. No new status report is required.

Ruling for September 16, 2020: Continued to 12/16/20 at 1:30. Deadline to file plan and disclosure statement is 10/16/20. Debtor may calendar a hearing on the disclosure statement for 12/16/20 at 1:30 p.m. An updated status report is not required.

#### **Ruling for 8/5/20:**

Continued to 9/16/20 at 1:30 p.m. Debtor to file and serve a notice of continued status conference.

**Ruling for 2/10/20:** Continued to 3/25/20 at 1:30. Updated status report requirement is waived.

#### Ruling for November 20, 2019:

Continued to February 10, 2020 at 1:30 p.m. No updated status report is required. The deadline for the Debtor to file his plan and disclosure statement is extended to December 13, 2019.

Ruling for 8/16/19: Continued to 11/20/19 at 1:30 p.m. The bar date is set for 10/25/19. The notice of bar date should be mailed by 8/23/19. The plan and disclosure statement should be filed by 11/22/19.

#### **Party Information**

Wednesday, March 17, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Steven Gregory Ow

**Chapter 11** 

**Debtor(s):** 

Steven Gregory Ow

Represented By Matthew D. Resnik Roksana D. Moradi-Brovia

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

9:19-10981 ProUsys, Inc.

Chapter 11

#8.00

HearingRE: [166] Application for Compensation APPLICATION FOR PAYMENT OF FINAL FEES AND/OR EXPENSES; SUPPLEMENT TO APPLICATION FOR PAYMENT OF FINAL FEES AND/OR EXPENSES for Law Offices of Reed H. Olmstead, Creditor's Attorney, Period: 5/31/2019 to 12/14/2020, Fee: \$44,493.50, Expenses: \$3,249.06.

Docket 166

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

ProUsys, Inc.

Represented By Reed H Olmstead

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

## 9:20-10178 Nava Enterprise, Inc

Chapter 12

**#9.00** 

HearingRE: [206] Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) Motion To: (1) Approve Sale Of Real Property Free And Clear Of All Liens, Interests, Claims, And Encumbrances With Such Liens, Interests, Claims, And Encumbrances To Attach To Proceeds Pursuant To 11 U.S.C. §§ 363(B), (F) And (I); (2) Approve Overbid Procedures; And (3) Determine That Buyers Are Entitled To Protection Pursuant To 11 U.S.C. § 363(M); Declarations Of Wesley H. Avery And Carolyn Triebold In Support Thereof with Proof of Service. (Terzian, Tamar)

Docket 206

# **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

Movant(s):

Wesley H Avery (TR) Represented By

Tamar Terzian

**Trustee(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

9:20-10178 Nava Enterprise, Inc

Chapter 12

#10.00 CONT'D Status Hearing on Confirmation of Chapter 12 Plan

FR. 9-30-20, 12-4-20, 1-20-21, 1-27-21

Docket 132

# **Tentative Ruling:**

# Ruling for February 2, 2021

Debtor to file a 3d amended plan by February 26, 2021. Status conference continued to March 17, 2021 at 1:30

## **Ruling for December 4, 2020:**

Debtor to file an amended plan by January 15, 2021. Continued status conference on the plan on January 20, 2021 at 1:30 p.m. Trustee to lodge a scheduling order.

## **Party Information**

## **Debtor(s):**

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

**Trustee(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#11.00

HearingRE: [347] Application for Compensation - First Interim Application for Approval of Fees and Reimbursement of Expenses; Declaration of Christopher E. Prince and James Wong; Proof of Service for Lesnick Prince & Pappas LLP, Debtor's Attorney, Period: 10/5/2020 to 1/31/2021, Fee: \$310,600.00, Expenses: \$4,545.38.

Docket 347

## **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

## **Trustee(s):**

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, March 17, 2021

**Hearing Room** 

201

1:30 PM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#11.10 HearingRE: [181] Application for Compensation -- First And Final Application Of Subchapter V Trustee For Allowance And Payment Of Fees; Declaration Of M. Douglas Flahaut In Support Thereof, With Proof Of Service for Moriah Douglas Flahaut (TR), Trustee Chapter 9/11, Period: 10/7/2020 to 11/16/2020, Fee: \$15,811.50, Expenses: \$. (Flahaut (TR), Moriah)

Docket 181

\*\*\* VACATED \*\*\* REASON: See final ruling below.

### **Tentative Ruling:**

### Final Ruling for March 17, 2021

Approve trustee's requested fees. No objections filed; **appearances waived**. The trustee may now lodge a conforming order. The order shall be lodged no later than March 24, 2021.

## **Party Information**

### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

## **Trustee(s):**

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, March 17, 2021

**Hearing Room** 

201

2:30 PM

9:19-11684 Delani Rae Mastagni

Chapter 7

Adv#: 9:20-01007 Mastagni v. Mastagni

#12.00 Status Hearing

RE: [1] Adversary case 9:20-ap-01007. Complaint by Dennis Mastagni against Delani Rae Mastagni. fraud as fiduciary, embezzlement, larceny)),(64 (Dischargeability - 523(a)(15), divorce/sep property settlement/decree)) (Beall, William)

FR. 3-25-20, 9-16-20

Docket 1

\*\*\* VACATED \*\*\* REASON: Order Dismissing Adversary Proceeding was Entered on 12/11/20.

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Delani Rae Mastagni Represented By

Paul F Ready

**Defendant(s):** 

Delani Rae Mastagni Represented By

Leslie A Tos

**Plaintiff(s):** 

Dennis Mastagni Represented By

William C Beall

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Wednesday, March 17, 2021

**Hearing Room** 

201

2:30 PM

9:19-11883 Dwight G Beckstrand

Chapter 7

Adv#: 9:20-01025 Verdi v. Beckstrand

#13.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01025. Complaint by Cameron N Verdi against Dwight G Beckstrand. false pretenses, false representation, actual fraud)) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) ,(68 (Dischargeability - 523(a)(6), willful and malicious injury))

FR. 5-7-20, 8-26-20, 11-4-20, 1-20-21, 2-2-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to May 26, 2021, at 2:30 p.m.

#### **Tentative Ruling:**

#### Ruling for February 2, 2021

Continued to March 17, 2021 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed.

**Ruling for November 4, 2020:** Continued to 1/20/21 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed. If Plaintiff files a motion for default judgment, then a status report is not required.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

Ruling for May 7, 2020: Continued to 8/26/20 at 2:30 p.m.

### **Party Information**

### **Debtor(s)**:

Dwight G Beckstrand Represented By

Sandra McBeth

#### **Defendant(s):**

Dwight G Beckstrand Pro Se

3/17/2021 9:51:08 AM

Page 19 of 25

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 17, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

CONT... Dwight G Beckstrand

Chapter 7

Plaintiff(s):

Cameron N Verdi

Pro Se

Trustee(s):

Jerry Namba (TR)

Pro Se

Wednesday, March 17, 2021

**Hearing Room** 

201

2:30 PM

## 9:19-11918 Mahmood Jafroodi

Chapter 7

Adv#: 9:20-01024 Ramirez et al v. Jafroodi

### #14.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01024. Complaint by Carolina Ramirez, Luis Angel Colunga Gocabar, Nelly Gonzales, Margarita Hernandez, Rigoberto Saavedra, Liney Silva against Mahmood Jafroodi. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(65 (Dischargeability - other)) (Guevara Zamora, Cecilia)

FR. 4-29-20, 7-15-20, 9-16-20, 1-20-21, 2-2-21

Docket 1
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

Final Ruling for March 17, 2021: Based on the parties' representations in their joint status report, the Court will continue this status conference to 5/26/21 at 2:30 p.m. The parties are required to file and serve an updated status report no later than 5/12/21.

## Ruling for February 2, 2021

Continued to March 17, 2021 at 2:30 p.m. Joint status report is due March 3, 2021.

Ruling for September 16, 2020: Continued to 1/20/21 at 2:30 p.m. Plaintiffs must file and serve a notice of continued status conference.

Ruling for 7/15/20: Continued to 9/16/20 at 2:30 p.m. An updated status report is not required. Plaintiff must file and serve a notice of continued status conference.

## **Ruling for 4/29/20:**

Status conference continued to July 15, 2020 at 2:30 p.m. Plaintiff to file and serve a notice of continued status conference. The parties must file an updated status report by July 1, 2020. The Defendant's motion to dismiss is also continued to July 15, 2020 at 2:30 p.m. The Defendant shall file and serve a notice of continued hearing. All the

# United States Bankruptcy Court Central District of California Northern Division

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 17, 2021

**Hearing Room** 

201

2:30 PM

## **CONT...** Mahmood Jafroodi

Chapter 7

response deadlines regarding that motion will be based on the July 15, 2020 hearing date.

# **Party Information**

**Debtor(s):** 

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

**Defendant(s):** 

Mahmood Jafroodi Represented By

David Seror Ryan Coy

**Plaintiff(s):** 

Carolina Ramirez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Luis Angel Colunga Gocabar Represented By

Cecilia Guevara Zamora

Ezra Kautz

Nelly Gonzales Represented By

Cecilia Guevara Zamora

Ezra Kautz

Margarita Hernandez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Rigoberto Saavedra Represented By

Cecilia Guevara Zamora

Ezra Kautz

Liney Silva Represented By

3/17/2021 9:51:08 AM

Page 22 of 25

Wednesday, March 17, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Mahmood Jafroodi

Chapter 7

Cecilia Guevara Zamora

Ezra Kautz

**Trustee(s):** 

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, March 17, 2021

**Hearing Room** 

201

2:30 PM

## 9:20-10254 Michael A. Hershman

Chapter 7

#15.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01033. Complaint by Castle Real Estate Investments LLC against Michael A. Hershman, Linda J. Hershman. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Webb, Larry)

FR. 7-15-20, 8-26-20, 1-13-21

Docket 1

#### **Tentative Ruling:**

Ruling for August 26, 2020: Continued to 1/13/21 at 2:30 p.m.; Updated status report should be filed no later than 1/4/21. Plaintiff must lodge a scheduling order which includes the following dates:

Last day for discovery to be completed - 11/6/20;

Last day to join other parties and to amend pleadings - 11/6/20;

Last day to file case dispositive motions - 11/25/20; and

Last day for hearings on the case dispositive motions - 1/13/21.

## **Party Information**

## **Debtor(s):**

Michael A. Hershman Represented By

Brent D George

**Defendant(s):** 

Michael A. Hershman Pro Se Linda J. Hershman Pro Se

**Joint Debtor(s):** 

Linda J. Hershman Represented By

Brent D George

3/17/2021 9:51:08 AM

Page 24 of 25

Wednesday, March 17, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Michael A. Hershman

Chapter 7

**Plaintiff(s):** 

Castle Real Estate Investments LLC Represented By

Larry D Webb

Pro Se

Trustee(s):

Jeremy W. Faith (TR)

Tuesday, March 23, 2021

**Hearing Room** 

303

10:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <a href="https://cacb.zoomgov.com/j/1606518627">https://cacb.zoomgov.com/j/1606518627</a>

**ZoomGov meeting number:** 160 651 8627

**Password:** 906852

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at:

https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Tuesday, March 23, 2021

**Hearing Room** 

303

 $\underline{10:00\,AM}$ 

CONT... Chapter

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Tuesday, March 23, 2021

**Hearing Room** 

303

10:00 AM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#1.00 Motion for relief from stay [PP]

CAB WEST LLC

Docket 317

## **Tentative Ruling:**

## Ruling for March 23, 2021

Tentative adopted.

#### **Tentative Ruling for March 23, 2021**

Local Bankruptcy Rule 9013-1(k) requires parties to comply with Rule 7041 of the Federal Rules of Bankruptcy Procedure, which includes Rule 41 of the Federal Rules of Civil Procedure. Because the Debtors filed a response to the Motion, Rule 41(a)(1) (A) precludes the Movant from unilaterally withdrawing the Motion. Instead, a stipulation for withdrawal of the Motion is required. Based on Movant's attempt to withdraw the Motion, the Court denies the Motion as moot. Appearances waived. Movant to lodge an order.

## **Party Information**

## **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Tuesday, March 23, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#2.00 Motion for relief from stay [RP]

TRIUMPH CAPITAL PARTNERS, LLC

Docket 50

# **Tentative Ruling:**

# Ruling for March 23, 2021

Continued to 4/27/21 @ 10:00 a.m.

Movant to serve the lienholders with the motion and to serve debtor and debtor's counsel with notice of cont'd hearing and the deadlines below by 4/16/21. If Movant wants to rely on the BPO attached as exhibit 4 as evidence of value, Movant must file a broker's declaration by 4/16/21. Any supplemental evidence from the Dtr must be filed by 4/16/21.

Movant and the debtor may respond to any supplemental filings by 4/23/21.

## **Party Information**

#### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By Roseann Frazee

Tuesday, March 23, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

**1:20-11671 Javier Caceres** 

Chapter 11

#3.00 Motion for relief from stay [RP]

VELOCITY COMMERCIAL CAPITAL, LLC

Docket 78

## **Tentative Ruling:**

# Ruling for March 23, 2021

Granted pursuant to the oral stipulation by the parties allowing Movant to record a Notice of Sale but not allowing a sale of the property for 45 days. (same motion as #4).

## **Party Information**

## **Debtor(s):**

Javier Caceres

Represented By Onyinye N Anyama

Tuesday, March 23, 2021

**Hearing Room** 

303

10:00 AM

**1:20-11671 Javier Caceres** 

Chapter 11

#4.00 Motion for relief from stay [RP]

VELOCITY COMMERCIAL CAPITAL, LLC

fr. 1/5/21, 1/19/21, 2/3/21

Docket 63

## **Tentative Ruling:**

## Ruling for March 23, 2021

Granted pursuant to the oral stipulation by the parties allowing Movant to record a Notice of Sale but not allowing a sale of the property for 45 days.

## **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 10:00 a.m. to allow Movant to correct the service defects by March 2, 2021. Any supplemental evidence from the Debtor to be filed by March 9, 2021.

## **Party Information**

#### **Debtor(s):**

Javier Caceres

Represented By Onyinye N Anyama

Tuesday, March 23, 2021

**Hearing Room** 

303

10:00 AM

**1:20-11671 Javier Caceres** 

Chapter 11

#5.00 Status conference re:chapter 11 voluntary petition individual

fr. 11/20/20, 2/3/21

Docket 1

## **Tentative Ruling:**

## Ruling for March 23, 2021

Dtr is required to file a motion to dismiss the case. The status conference is continued to 6/15/21 @ 1:30 p.m.

## **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 10:00 a.m. Debtor to file an updated status report by March 16, 2021.

**Ruling for November 20, 2020:** Plan and Disclosure Statement deadline is 1/29/21. The bar date is 1/22/21. The notice of bar date should be mailed by 11/30/20. Continued to 2/3/21 at 1:30 p.m. Debtor should lodge a scheduling order. An updated status report is due by 1/20/21.

## **Party Information**

#### **Debtor(s):**

Javier Caceres

Represented By Onyinye N Anyama

Tuesday, March 23, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#6.00 Motion for relief from stay [RP]

1SHARPE OPPORTUNITY INTERMEDIATE TRUST REO ENTITY

Docket 66

## **Tentative Ruling:**

## Ruling for March 23, 2021

Withdrawn on the record with leave of court.

## **Party Information**

**Debtor(s):** 

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure

**Trustee(s):** 

Diane C Weil (TR) Represented By

David Seror

Tuesday, March 23, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-10905 Jay B. Reznick

Chapter 11

#7.00 Motion for relief from stay [AN]

RICHARD WEISSMAN

(stip to be filed)

Docket 179

**Tentative Ruling:** 

Ruling for March 23, 2021

Granted.

**Party Information** 

**Debtor(s):** 

Jay B. Reznick Represented By

James R Selth Daniel J Weintraub Crystle Jane Lindsey

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Tuesday, March 23, 2021

**Hearing Room** 

303

11:00 AM

1:13-13907 Valley Aire, Inc.

Chapter 7

#8.00 Trustee's final report and applications for compensation

Docket 69

# **Tentative Ruling:**

# Ruling for March 23, 2021

The Court vacates the ruling posted below and continues the hearing to a date to be specified in a forthcoming order.

## Final Ruling for March 23, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than March 30, 2021.

## **Party Information**

**Debtor(s):** 

Valley Aire, Inc. Represented By

Michael R Totaro

**Trustee(s):** 

Diane C Weil (TR)

Represented By

Natella Royzman

Tuesday, March 23, 2021

**Hearing Room** 

303

11:00 AM

1:13-14983 Porchlight Entertainment, Inc. and Porchlight Distribution

Chapter 7

#9.00 Trustee's final report and applications for compensation

Docket 533

\*\*\* VACATED \*\*\* REASON: See final ruling below.

# **Tentative Ruling:**

## Final Ruling for March 23, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than March 30, 2021.

### **Party Information**

#### **Debtor(s):**

Porchlight Entertainment, Inc. Represented By

Scott C Timpe

Porchlight Distribution Inc Represented By

Scott C Timpe

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Ashley M McDow Michael T Delaney

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#10.00 U.S. Trustee's motion to dismiss or convert case

fr. 3/2/21

Docket 41

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

# **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

Cross Country Holdings Partnership, R

Represented By Raymond H. Aver

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#11.00 Status conferencere re chapter 11 voluntary petition non-individual

fr. 11/20/20, 2/16/21, 2/17/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

## **Tentative Ruling:**

## Ruling for February 17, 2021

The Court sets a new bar date of 4/5/21. Debtor to file and serve a bar date notice by 2/22/21. Status conference continued to 3/23/21 @ 1:30 p.m. No new status report is required. If the Debtor has not reached a stipulation with the principal lender by 3/23/21, the Court will set a deadline to file a plan and disclosure statement. Debtor to lodge an order vacating the prior bar date, setting a new bar date and continuing the status conference.

Ruling for November 20, 2020: The docket erroneously indicates there is a plan and disclosure statement deadline. The Court vacates this deadline. The Court sets a general bar date of 2/12/21. Debtor must mail the notice of bar date no later than 11/30/20. Continued to 2/16/21 at 1:30 p.m. Updated status report is due 2/2/21.

## **Party Information**

## **Debtor(s):**

Cross Country Holdings Partnership,

Represented By Raymond H. Aver

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

## 1:19-10185 Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

#12.00 Post Confirmation status conference

fr. 5/26/20, 8/12/20, 8/17/20, 10/1/20, 2/2/20, 2/3/21

Docket 141

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

## **Tentative Ruling:**

### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Debtors to file an updated post confirmation status report supported by a declaration by March 16, 2021.

## **Ruling for 10/1/20:**

Confirmed as to the second amended plan at docket number 148. The lodged confirmation order must express how the plan has been modified by the stipulation with Wells Fargo and state, verbatim, the terms which change the plan, e.g., the paragraph at page X is revised to state Y. Alternatively, the Debtors may file a modified second amended plan, redlined. The Court will not hold the lodged confirmation order for seven days. A post-confirmation status conference will be held on February 2, 2021 at 1:30 p.m and a post-confirmation status report complying with LBR 3020-1(b) by January 19, 2021.

#### Ruling for August 17, 2020

Debtors' motion to modify the first amended plan is granted.

The confirmation hearing is continued to October 1, 2020 at 1:30 p.m. By September 10, 2020, the Debtors shall file and serve a clean and redlined Second Amended Plan and Disclosure Statement addressing the payment of the postpetition property taxes and who is reponsible for paying property taxes and insurance going forward, declarations from both Debtors in support of confirmation, an unpdated Exhibit A1 cash flow projections and notice of the continued hearing. Any objections to

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

## CONT... Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

confirmation of the Second Amended Plan shall be filed, along with admissible evidence, by September 17, 2020. Debtors' reply thereto shall be filed by September 24, 2020. The Debtors shall lodge a scheduling order.

Ruling for May 26, 2020: Amended plan and supporting evidence must be filed by 7/17/20. Continued to 8/12/20 at 1:30 p.m.

## **Party Information**

### **Debtor(s):**

Rosalinda Del Socorro Mendoza Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

**Joint Debtor(s):** 

Jose Padilla Saldivar Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#13.00 Confirmation hearing re second amended chapter 11 plan of reorganization

fr. 11/10/20, 12/9/20, 2/16/21

Docket 116

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

## **Tentative Ruling:**

Ruling for February 16, 2021: Continued to 3/23/21 at 1:30 p.m. Debtor to file and serve a notice of continuance.

Ruling for December 9, 2020: Continued to 2/16/21 at 1:30 p.m. Supplement due by 2/9/21.

Ruling for November 10, 2020: Continued to 12/9/20 at 1:30 p.m. Debtor to file and serve a notice of continued hearing no later than 11/13/20. The notice should indicate Debtor filed a 2nd amended plan on 10/28/20. The modifications should be explained. It should also note an objection deadline of 11/24/20. Debtor may reply by 12/2/20.

## **Party Information**

## **Debtor(s):**

Jose Jesus Ortiz

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P Sanchez

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#14.00 Chapter 11 scheduling and case management conference

fr. 3/26/19; 5/28/19; 8/21/19, 11/15/19, 12/11/19, 4/1/20, 5/26/20, 8/12/20, 8/17/20, 11/10/10, 12/9/20, 2/16/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

# **Tentative Ruling:**

**Ruling for February 16, 2021:** Continued to 3/23/21 at 1:30 p.m. Debtor to file and serve a notice of continuance.

Ruling for December 9, 2020: Continued to 2/16/21 at 1:30 p.m.

Ruling for November 10, 2020: Continued to 12/9/20 at 1:30 p.m.

#### Ruling for August 17, 2020

Continued to November 10, 2020 at 1:30 p.m.

Ruling for May 26, 2020: Continued to 8/12/20 at 1:30 p.m.

Ruling for April 1, 2020: Debtor to send out notice setting disclosure statement hearing for 5/26/20 at 1:30. The chapter 11 status conference is also continued to 5/26/20 at 1:30 p.m. Updated status report is not required.

Ruling for 8/21/19: Debtor to lodge a scheduling order regarding plan and disclosure statement deadline of 11/15/19. Scheduling order should also continue the status conference to 12/11/19 at 1:30 p.m. Debtor should file an update.

#### **Ruling for May 28, 2019:**

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Jose Jesus Ortiz

Chapter 11

Continued to August 21, 2019 at 1:30 p.m. Debtor to file an updated status report by August 7, 2019. Appearances waived.

## Ruling for March 26, 2019:

The general claims bar date is May 28, 2019. Debtor shall serve notice of the bar date by April 9, 2019. Continued to May 28, 2019 at 1:30 p.m. Debtor shall file and serve notice of the continued status conference. Debtor to lodge a bar date order.

## **Party Information**

### **Debtor(s):**

Jose Jesus Ortiz

Represented By Lionel E Giron

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:19-13015 Oscar R. Ortega

Chapter 11

#15.00 Debtor's disclosure statement

fr. 1/5/21

Docket 39

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

# **Tentative Ruling:**

## **Ruling for January 5, 2021**

Continued to March 23, 2021 at 1:30 p.m. Debtor to file an amended disclosure statement and amended plan addressing the issues identified by the Court on the record by February 9, 2021.

Debtor to correct the service defects and serve notice on all creditors by February 9, 2021.

## **Party Information**

## **Debtor(s):**

Oscar R. Ortega

Represented By
Robert M Yaspan

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:19-13015 Oscar R. Ortega

Chapter 11

#16.00 Scheduling and case management conference

fr. 1/22/20, 5/13/20, 6/8/20, 7/13/20, 11/20/20, 1/5/21

Docket

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

## **Tentative Ruling:**

#### Ruling for January 5, 2021

Continued to March 23, 2021 at 1:30 p.m.

Ruling for July 13, 2020: Continued to 11/20/20 at 1:30 p.m. If Debtor has filed a disclosure statement, then the filing of a status report is waived. If the Debtor does not file a disclosure statement, then the Debtor must file an updated status report.

**Ruling for June 8, 2020:** Debtor to file a supplemental declaration regarding the budget. Continued to 7/13/20 at 1:30 p.m. New status report is waived for the 7/13/20 hearing.

#### **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30 p.m. If the debtor provides evidence of the commercial insurance to the US Trustee, the Court will entertain a brief motion to continue the June status conference to September.

Ruling for January 22, 2020: The Court sets a general claims bar date of 3/31/20. Debtor must serve claims bar date by 1/29/20. No deadline for objections to claims. The deadline to file a plan and disclosure statement is 9/30/20. Status conference is continued to 5/13/20 at 1:30 p.m. Status report update must be filed by 4/29/20.

### **Party Information**

Tuesday, March 23, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Oscar R. Ortega

**Chapter 11** 

**Debtor(s):** 

Oscar R. Ortega

Represented By
Robert M Yaspan

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:19-11192 **Anait Akopyan** 

Chapter 11

#17.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21, 2/3/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 4/6/21 at 1:30 p.m. per court's own motion

## **Tentative Ruling:**

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Amended Plan and Disclosure Statement to be filed by March 2, 2021. Objections due by March 16, 2021. Provided the amended Plan and Disclosure Statement are filed, no new status report is required.

**Ruling for November 10, 2020:** Continued to 1/19/21 at 1:30 p.m. Debtor may use this date for a disclosure statement hearing if notice and service is proper.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve notice of continuance. No updated status report needed.

<u>Ruling for May 26, 2020:</u> Continued to 8/12/20 at1:30 p.m. Debtor to file and serve notice of continued status conference. No new status report needed.

### Ruling for March 17, 2020

Appearances waived. Continued to May 26, 2020 at 1:30 p.m.

<u>Tentative Ruling for September 25, 2019</u>: Continued to December 11, 2019 at 1:30 p.m. Debtor shall file an updated status report two weeks prior to the continued status conference. Appearances waived.

Ruling for 6/25/19: Bar date is 8/30/19. Debtor to lodge bar date order which requires the bar date notice to be in the mail by 7/2/19. Deadline for plan and disclosure statement filing is 1/31/20. Continued to 9/25/19 at 1:30 p.m. Debtor must file an updated status report by 9/11/19.

Tuesday, March 23, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Anait Akopyan

**Chapter 11** 

**Party Information** 

**Debtor(s):** 

Anait Akopyan

Represented By Michael Jay Berger

Tuesday, March 23, 2021

**Hearing Room** 

301

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#18.00 Confirmation hearing re second amended chapter 11 small business plan

fr. 2/3/21

Docket 116

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's own motion

# **Tentative Ruling:**

## **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Debtor to file and serve a 2d amended plan by February 24, 2021. Objections to confirmation to be filed by March 12, 2021. Replies to be filed by March 19, 2021. Debtor to lodge a scheduling order.

## **Party Information**

## **Debtor(s):**

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

### **Trustee(s):**

John-Patrick McGinnis Fritz (TR) Pro Se

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#19.00 Status conference re: chapter 11 subchapter V voluntary

petition non-individual

9/2/20, 9/14/20; 9/22/20; 10/27/20, 2/16/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's own motion

**Tentative Ruling:** 

Ruling for 10/27/20: Continued to 2/16/21 at 1:30 p.m. Debtor to file and serve a notice of continued status conference.

Ruling for September 22, 2020:

Continued to October 27, 2020 @ 1:30 pm

## **Party Information**

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

John-Patrick McGinnis Fritz (TR)

Pro Se

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#20.00 Status conference re chapter 11 subchapter V

voluntary petition individual

fr. 1/19/21, 2/3/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's

own motion

**Tentative Ruling:** 

Ruling for February 3, 2021:

Debtor to file the projections omitted from the status report by February 5, 2021.

Status conference is continued to March 23, 2021 at 1:30 p.m.

**Party Information** 

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:21-10214 James Alexander

Chapter 11

#21.00 Cred Inc., et al and the official committee of unsecured creditors of Cred Inc., et al's joint emergency omnibus motion as to transfer of venue

fr. 2/16/21

Docket 16

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's own motion

**Tentative Ruling:** 

Ruling for February 16, 2021:

# **Party Information**

**Debtor(s):** 

James Alexander Represented By

David B Golubchik

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#22.00 Motion for relief from stay/relief from turnover [RP]

Re: 3335 Santa Anita Avenue, El Monte, California 91731

ROMSPEN MORTGAGE LIMITED PARTNERSHIP

Docket 252

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's own motion

# **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#22.10 Motion for relief from stay [RP]

SAM LAMONICA BY AND THROUGH HIS AGENT CITIVEST REALTY AND MORTGAGE COMPANY

Docket 236

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's own motion

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#23.00 Application of chapter 11 trustee to employ NAI Capital

Commercial, Inc. as real estate broker pursuant to

11 U.S.C.§§ 327 and 328 in Gateway Five, LLC bankruptcy case

fr. 2/16/21

Docket 150

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's

own motion

# **Tentative Ruling:**

<u>Ruling for February 16, 2021:</u> Continued to 3/23/21 at 1:30 p.m. Trustee's counsel should file and serve a notice of continuance.

## **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Tuesday, March 23, 2021

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#24.00 Motion to have case deemed a single asset real estate case

Docket 244

\*\*\* VACATED \*\*\* REASON: continued to 4/2/21 at 10:00 a.m. per court's own motion

# **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

## **Trustee(s):**

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

**Friday, March 26, 2021** 

**Hearing Room** 

303

<u>10:00 AM</u>

1:00- Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1611254277

**ZoomGov meeting number: 161 125 4277** 

Password: 125553

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#1.00 Creditors' motion to dismiss or convert bankruptcy case under 11 U.S.C. section 1112(b)

fr. 12/11/19; 1/22/20 (stip), 2/19/20; 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21

Docket 59

#### **Tentative Ruling:**

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m.

#### Ruling for December 8, 2020

Continued to February 16, 2021 @ 1:30 p.m. If Movants choose withdraw this Motion and file a new Motion with new grounds for relief, those papers must be filed by January 26, 2021. Debtors' response will be due February 2, 2021 and any supplemental reply will be due February 9, 2021.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

## **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. 8/19/20 is deadline for Movant to file supplement. 8/26/20 is the deadline for the Debtor to respond. The parties are ordered to meet and confer on a discovery schedule within the next 10 days.

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

**Ruling for 2/19/20:** 

Continued to May 13, 2020 at 1:30 p.m.

**Ruling for December 11, 2019** 

Continued to 1/22/20 at 1:30 p.m.

**Party Information** 

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#2.00 Creditor's motion to disallow debtors' claimed homestead exemption

fr. 11/13/19 (stip); 12/11/19 (stip); 1/22/20 (stip); 4/1/20(stip); 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20, 12/8/20, 2/16/21, 2/17/21

Docket 41

## **Tentative Ruling:**

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m.

## **Ruling for December 8, 2020**

Continued to February 16, 2021 @ 1:30 p.m. to trail the amended disclosure statement.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

## Ruling for October 1, 2020:

Continued to November 6, 2020 at 10:00 a.m.

**Ruling for June 8, 2020:** Continued to 9/2/20 at 1:30 p.m. However, no new briefing is ordered. This will be a status conference on the motion.

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

# **Party Information**

## **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

## **Joint Debtor(s):**

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#3.00 Second amended disclosure statement (redlined) describing first amended chapter 11 plan of reorganization

fr. 2/16/21, 2/17/21

Docket 328

## **Tentative Ruling:**

## **Ruling for February 17, 2021**

Continued to March 26, 2021 @ 10:00 a.m. Debtors to file their amended disclosure statement and plan by March 19, 2021. Objections may be presented orally at the hearing.

## **Party Information**

#### **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

Trustee(s):

Gregory Kent Jones (TR) Pro Se

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#4.00 Status conference re: chapter 11 case

fr. 9/10/19, 12/11/19, 1/22/20, 3/19/20, 5/13/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21

Docket 1

### **Tentative Ruling:**

#### **Ruling for February 17, 2021**

Continued to March 26, 2021 @ 10:00 a.m.

### Ruling for December 8, 2020

The Rule 2015.3 reports which were due in September 2020 must be filed by December 22, 2020.

Debtors amended disclosure statement and amended plan, including redlines, to be filed by January 26, 2021. Objections to the amended disclosure statement to be filed by February 2, 2021. Debtors reply to any such objections to be filed by February 9, 2020. A hearing on the forthcoming amended disclosure statement will be held February 16, 2021 @ 1:30 p.m.

The status conference is continued to February 16, 2021 @ 1:30 p.m.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

## **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

Ruling for June 8, 2020: Plan confirmation hearing set for 9/2/20 at 1:30 p.m. Deadline for objections to plan confirmation is 8/19/20. Deadline for the Debtor to file a brief in support of confirmation and response to objections is 8/26/20. No new

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet status report needed.

Chapter 11

## Ruling for May 13, 2020:

Continued to June 8, 2020 at 1:30 p.m. Debtor to file and serve a notice of continuance.

### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

## **Ruling for December 11, 2019**

Continued to 1/22/20 at 1:30 p.m.

#### Ruling for September 10, 2019

The application to employ the Orantes Law Firm is set for hearing on October 7, 2019 at 1:30 p.m. The Orantes Law Firm shall files its supplemental brief by September 23, 2019 on the issues identified by the Court during the status conference. Any opposition shall be filed by September 30, 2019.

The bar date is set for November 1, 2019. Notice of the bar date to be filed and served by September 17, 2019.

Continued to December 11, 2019 at 1:30 p.m. Dtr to file and serve a notice of continued status conference. Dtr to file an updated status report by November 27, 2019.

## **Party Information**

## **Debtor(s):**

Pierrick Brillouet

Represented By Giovanni Orantes

3/26/2021 8:37:32 AM

**Friday, March 26, 2021** 

**Hearing Room** 

303

10:00 AM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet <u>Joint Debtor(s):</u>

**Chapter 11** 

Yong Chu Kim-Brillouet

Represented By Giovanni Orantes

Friday, March 26, 2021

**Hearing Room** 

303

11:00 AM

1:21-10428 Orby TV, LLC

Chapter 11

**#4.10** Debtor's motion for entry of an order:

- (1) Establishing protocols for providing notice of bankruptcy filing and other matters to subscribers;
- (2) Authorizing debtor to redact certain personal identification information for subscribers;
- (3) Authorizing debtor to include in its schedules of assets and liabilities a general statement regarding potential claims of subscribers;
- (4) Limiting notice; and
- (5) Establishing bar date for filing proofs of claim

Docket 11

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

Friday, March 26, 2021

**Hearing Room** 

303

11:00 AM

1:21-10428 Orby TV, LLC

Chapter 11

#4.20 Application for order setting hearing on shortened notice [LBR 9075-1(b)] on debtor's second omnibus motion for order authorizing rejection of subscriber agreements

Docket 23

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

**Friday, March 26, 2021** 

**Hearing Room** 

303

1:30 PM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01003 GOTTLIEB v. Campbell

#5.00 Status conference re amended complaint for:

- (1) recovery of money / property § 548.fraudulent transfer
- (2) recovery of money / property other

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20,10/29/20; 1/21/21

Docket 3

#### **Tentative Ruling:**

### Ruling for October 29, 2020:

Continued to January 21, 2021 at 1:30 p.m.

#### Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

**Ruling for 6/26/20:** Continued to 8/13/20 at 2:30 p.m. No new status report required.

Ruling for 3/19/20: Continued to 6/25/20 at 1:30 p.m. Trustee shall file a motion for default judgment before that date. Trustee should set the motion for default judgment for 6/25/20 at 1:30 p.m. If this is done, then no updated status report is needed.

#### March 19, 2020

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

## **Party Information**

Friday, March 26, 2021 Hearing Room 303

<u>1:30 PM</u>

CONT... Penthouse Global Media, Inc. Chapter 7

**Debtor(s):** 

Penthouse Global Media, Inc.

Represented By

Michael H Weiss

**Defendant(s):** 

Robert Campbell Pro Se

**Plaintiff(s):** 

DAVID K GOTTLIEB Represented By

Bradley E Brook

**Trustee(s):** 

David Keith Gottlieb (TR) Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

**Friday, March 26, 2021** 

**Hearing Room** 

303

1:30 PM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01004 GOTTLIEB v. Holland et al

#6.00 Status conference re complaint for:

recovery of money/property - 548 fraudulent transfer other actions that would have been brought in state court if unrelated to bankruptcy

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20, 10/29/20, 1/21/21

Docket 1

# **Tentative Ruling:**

## Ruling for October 29, 2020:

Continued to January 21, 2021 at 1:30 p.m.

## Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

Ruling for 6/26/20: Continued to 8/13/20 at 2:30 p.m. Trustee should file a notice of continued status conference.

Ruling for 3/19/20: Continued to 6/25/20 at 1:30 p.m. Updated joint status report must be filed by 6/11/20.

## **Party Information**

### **Debtor(s):**

Penthouse Global Media, Inc.

Represented By Michael H Weiss

**Friday, March 26, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Penthouse Global Media, Inc.

Chapter 7

**Defendant(s):** 

Kelly Holland Pro Se

Revideo, Inc. Pro Se

**Plaintiff(s):** 

DAVID K GOTTLIEB Represented By

Bradley E Brook

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

**Friday, March 26, 2021** 

**Hearing Room** 

303

1:30 PM

**1:19-10959 Heaven Hospice Inc.** 

Chapter 7

Adv#: 1:21-01008 Seror, Chapter 7 Trustee v. Rubanenko et al

#7.00 Status conference re complaint for:avoidance and recovery of fraudulent transfers [11 U.S.C. §§ 544, 548(a)(1)(A) and (B), 550(a)(1)-(2) and Cal. Civ. Code § 3439, et seq.]

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 5/27/21 at 2:30 p.m. per order entered on 3/11/21 [dkt 8]

# **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Heaven Hospice Inc. Represented By

Michael Jay Berger

**Defendant(s):** 

Adam Rubanenko Pro Se Roy Rubanenko Pro Se

**Plaintiff(s):** 

David Seror, Chapter 7 Trustee Represented By

Ryan Coy

**Trustee(s):** 

David Seror (TR) Represented By

Jessica L Bagdanov

Ryan Coy

**Friday, March 26, 2021** 

**Hearing Room** 

303

1:30 PM

## 1:18-12994 Maldonado Construction and Associates Corporation

Chapter 7

Adv#: 1:19-01131 Diane C. Weil, Chapter 7 Trustee for the Bankruptc v. Maldonado

- #7.10 Status conference re complaint for:
  - (1) avoidance of fraudulent transfer;
  - (2) recovery of avoided transfers;
  - (3) declaratory relief; and
  - (4) turnover of property [11 U.S.C. §§ 542, 548, and 550]

fr. 1/9/20, 3/19/20, 5/28/20, 9/3/20; 9/15/20, 11/20/20; 1/21/21

Stip to dismiss filed 3/19/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Order approving stipulation to dismiss adversary proceeding entered 3/22/21.

#### **Tentative Ruling:**

Final Ruling for January 21, 2021: Based on the parties' representations of settlement in their most recent joint status report, the status conference is continued to March 26, 2021 at 1:30 p.m. to provide the parties additional time to document their settlement. If a motion to approve settlement is not filed before the continued status conference, then the parties must file a joint status report no later than March 12, 2021. Appearances are waived.

<u>Final Ruling for November 20, 2020:</u> Based on the parties' representations of settlement in the joint status report, the status conference is continued to **January 21, 2021 at 1:30 p.m.** to provide the parties time to document their settlement. If a motion to approve settlement is not filed before the continued status conference, then the parties must file a joint status report no later than January 7, 2021. Appearances are waived.

**Friday, March 26, 2021** 

**Hearing Room** 

303

1:30 PM

**CONT...** Maldonado Construction and Associates Corporation

Chapter 7

Ruling for September 15, 2020: Continued to 11/20/20 at 2:30 p.m.

## Ruling for May 28, 2020

Continued to September 3, 2020 at 1:30 p.m.

<u>Final Ruling for March 19, 2020:</u> Since the parties are seeking to schedule a mediation in this action, the status conference is continued to 5/28/20 at 1:30 p.m. Should the parties need additional time to mediate, please file and serve a stipulation to continue. Appearances are waived for the 3/19/20 status conference.

Ruling for 1/9/20: Continue to 3/19/20 at 1:30 p.m.

## **Party Information**

**Debtor(s):** 

Maldonado Construction and Represented By

Steven A Alpert

**Defendant(s):** 

Carlos E. Maldonado Pro Se

**Plaintiff(s):** 

Diane C. Weil, Chapter 7 Trustee for Represented By

Anthony A Friedman

**Trustee(s):** 

Diane C Weil (TR)

Represented By

Anthony A Friedman

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

Adv#: 1:19-01051 World Systems Inc v. South Bay Properties et al

#8.00 Motion to dismiss adversary proceeding

fr. 9/12/19; 10/23/19; 1/9/20; 2/20/20; 4/2/20, 6/25/20; 6/26/20(stip), 8/24/20, 10/29/20, (adv fr.12/18/20), 12/10/20; 1/21/21

Docket 14

# **Tentative Ruling:**

Ruling for December 10, 2020: Continued to 1/21/21 at 2:30 p.m.

**Ruling for October 29, 2020:** Continued to 12/18/20 at 2:30 p.m.

<u>Final Ruling for August 24, 2020:</u> In light of the parties' tentative settlement, as described in the Debtor's post-mediation status report, this matter is continued to **October 29, 2020 at 2:30 p.m.** Appareances are waived.

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

## **Party Information**

## **Debtor(s):**

World Systems, Inc.

Represented By Lewis R Landau

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc.

**Chapter 11** 

**Defendant(s):** 

South Bay Properties Represented By

Leslie A Cohen

Best Alliance Foreclosure and Lien Pro Se

Equity Title Pro Se

Michael G Anderson Trust Pro Se

**Plaintiff(s):** 

World Systems Inc Represented By

Lewis R Landau

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

Adv#: 1:19-01051 World Systems Inc v. South Bay Properties et al

#9.00 Status conference re: first amended complaint

fr. 6/27/19, 9/12/19 (from 1:30pm); 9/12/19; 10/23/19; 1/9/20; 2/20/20; 4/2/20, 6/25/20; 6/26/20(stip), 8/24/20, 10/29/20, (adv fr.12/18/20), 12/10/20; 1/21/21

Docket 13

#### **Tentative Ruling:**

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m. Joint status report must be filed by 12/4/20 unless a settlement is reached and a 9019 motion is filed.

<u>Final Ruling for August 24, 2020:</u> In light of the parties' tentative settlement, as described in the Debtor's post-mediation status report, this matter is continued to **October 29, 2020 at 2:30 p.m.** Appareances are waived.

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

Ruling for 6/27/19: Amended complaint must be filed by 7/15/19. Answer or

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

### **CONT...** World Systems, Inc.

Chapter 11

responsive pleading due by 8/6/19. Continued to 9/12/19 at 1:30. Parties should file an updated joint status report. Plaintiff must lodge a scheduling order within seven days.

# **Party Information**

**Debtor(s):** 

World Systems, Inc. Represented By

Lewis R Landau

**Defendant(s):** 

South Bay Properties Pro Se

Best Alliance Foreclosure and Lien Pro Se

Equity Title Pro Se

Michael G Anderson Trust Pro Se

**Plaintiff(s):** 

World Systems Inc Pro Se

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

#10.00

Motion to extend time and for an order extending plan and disclosure statement. Filing deadline pending mediation conference due to Illness

fr. 4/1/20, 5/13/20, 6/8/20, 8/12/20, 8/17/20, 10/1/20, 10/29/20, (adv fr. 12/18/20), 12/10/20; 1/21/21

Docket 123

#### **Tentative Ruling:**

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m.

### **Ruling for 10/1/20:**

Continued to October 29, 2020 at 2:30 p.m.

#### Ruling for August 17, 2020

Tentative adopted.

<u>Tentative Ruling for August 17, 2020:</u> Based on the Debtor's representations that the Debtor and South Bay Properties, LLC have tentatively settled their dispute, this matter is **continued to 10/1/20 at 1:30 p.m.** Appearances are waived.

Ruling for June 8, 2020: Continued to 8/12/20 at 1:30 p.m.

#### **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30 p.m.

Ruling for April 1, 2020: Extension request is granted through 5/13/20. Continued

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc. to 5/13/20 at 1:30 p.m.

**Chapter 11** 

# **Party Information**

### **Debtor(s):**

World Systems, Inc.

Represented By Lewis R Landau Leslie A Cohen

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

#11.00 Scheduling and case management conference re chapter 11 voluntary petition

fr. 3/26/19; 6/25/19; 8/14/19, 11/13/19, 2/19/20, 4/1/20, 5/13/20, 6/8/20, 8/12/20, 8/17/20, 10/1/20, 10/29/20, (adv 12/18/20), 12/10/20; 1/21/21

#### Docket 1

### **Tentative Ruling:**

**Ruling for December 10, 2020:** Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m.

#### **Ruling for 10/1/20:**

Continued to October 29, 2020 at 2:30 p.m.

### Ruling for August 17, 2020

Tentative adopted.

<u>Tentative Ruling for August 17, 2020:</u> Based on the Debtor's representations that the Debtor and South Bay Properties, LLC have tentatively settled their dispute, this matter is **continued to 10/1/20 at 1:30 p.m.** Appearances are waived. Debtor is required to file an updated status report no later than 9/24/20.

**Ruling for June 8, 2020:** Continued to 8/12/20 at 1:30 p.m. Debtor is required to file an updated status report by 8/5/20.

#### **Ruling for May 13, 2020:**

**Friday, March 26, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc.

Chapter 11

Continued to June 8, 2020 at 1:30 p.m.

Ruling for April 1, 2020: Continued to 5/13/20 at 1:30 p.m. Debtor may file a brief update at least one day prior to the hearing.

**Ruling for 2/19/20:** Continued to 4/1/20 at 1:30 p.m.

**Ruling for 11/13/19:** Deadline to file plan and disclosure statement continued to 1/31/20. Continued to 2/19/20 at 1:30 p.m. Debtor to file a notice of continued status conference.

### **Ruling for August 14, 2019:**

Continued to November 13, 2019 at 1:30 p.m. The Dtr can set its disclosure statement for hearing at the same date and time.

Ruling for 6/25/19: Debtor to lodge scheduling order establishing 10/1/19 as the deadline for the debtor to file a plan. Continued to 8/14/19 at 1:30 p.m. Debtor to serve notice of continuance. No updated status report needed.

#### Ruling for March 26, 2019:

The general claims bar date is May 3, 2019. Debtor shall serve notice of the bar date by March 29, 2019. Continued to June 25, 2019 at 1:30 p.m. Debtor shall file and serve notice of the continued status conference.

### **Party Information**

#### **Debtor(s):**

World Systems, Inc.

Represented By Lewis R Landau

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM 1:00-

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1615891874

ZoomGov meeting number: 161 589 1874

**Password:** 905343

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Friday, April 2, 2021

**Hearing Room** 

301

10:00 AM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#1.00 Confirmation hearing re second amended chapter 11 small business plan

fr. 2/3/21, 3/23/21

Docket 116

\*\*\* VACATED \*\*\* REASON: Debtor's Supplemental Notices of Hearing to Be Held Remotely Using ZoomGov Audio and Video (Case Dkt. 125 & 132), Confirmation Brief (Case Dkt. 128) and related pleadings include incorrect ZoomGov connection information. Continued to 4/27/21 @ 1:30 p.m. Debtor to serve Supplemental Notice with the ZoomGov connection information for 4/27/21.

### **Tentative Ruling:**

### **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Debtor to file and serve a 2d amended plan by February 24, 2021. Objections to confirmation to be filed by March 12, 2021. Replies to be filed by March 19, 2021. Debtor to lodge a scheduling order.

#### **Party Information**

#### **Debtor(s)**:

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

#### Trustee(s):

John-Patrick McGinnis Fritz (TR) Pro Se

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#2.00 Status conference re: chapter 11 subchapter V voluntary petition non-individual

9/2/20, 9/14/20; 9/22/20; 10/27/20, 2/16/21, 3/23/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 4/27/21 @ 1:30 p.m.

**Tentative Ruling:** 

Ruling for 10/27/20: Continued to 2/16/21 at 1:30 p.m. Debtor to file and serve a notice of continued status conference.

**Ruling for September 22, 2020:** 

Continued to October 27, 2020 @ 1:30 pm

### **Party Information**

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

John-Patrick McGinnis Fritz (TR)

Pro Se

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#3.00 Status conference re chapter 11 plan confirmation

Docket 49

### **Tentative Ruling:**

Tentative Ruling for April 2, 2021: The Court has reviewed the Debtor's subchapter V plan (the "Plan"). The Court notes the following facial infirmities in the Plan which make it inappropriate to permit solicitation and set a confirmation hearing at this time. The Court will permit the Debtor to file an amended plan that addresses these issues no later than April 27, 2021 and continue the plan status conference to May 11, 2021 at 1:30 p.m. At the continued status conference, if the Court is persuaded that these issues have been adequately addressed, the Court will set a date for a plan confirmation hearing, as well as solicitation and briefing deadlines.

1. <u>Liquidation Analysis</u>. The liquidation analysis in section I.C is cursory, incomplete and unacceptable. A liquidation analysis needs to account for all of the debtor's property and estimate the amount that would be yielded for each of those assets if liquidated in a hypothetical chapter 7.

The brief discussion here acknowledges that the Debtor has equity interests in various businesses but makes no attempt to value those interests if they were liquidated by a chapter 7 trustee. In a single sentence, this section mentions a property and something about costs of sale, but to someone other than a bankruptcy lawyer this sentence is unintelligible. Further, no other information is given about the Debtor's other tangible and intangible property interests. This is not an adequate liquidation analysis.

The liquidation analysis should illustrate the "waterfall" of distribution in a hypothetical chapter 7 case. This is most effectively done in an exhibit (i.e., a detailed chart), together with detailed explanatory text. No such exhibit was provided, even though it is clearly contemplated by Official Form 425A. Moreover, the text explains very little.

The Debtor must amend the Plan to include a real liquidation analysis. The

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

## **CONT...** Brian Anthony Veskosky

Chapter 11

analysis should, at a minimum, account for all of the Debtor's assets, identify estimated liquidation values and the basis for those values for each asset or category of assets, identify each of the secured creditors and the amounts of their claims, estimate all administrative expenses in a chapter 7 liquidation of the estate, estimate the amount of priority unsecured claims, estimate the amount of unsecured claims, and show the "math."

- 2. <u>Class 1 Priority Tax Claim</u>: In Article 2, dealing with "Classification of Claims and Interests," the Plan states that Class 1 priority claims will be paid within 24 months of the effective date under the Plan. In Article 3, dealing with "Treatment of Claims and Interests," the Plan states that Class 1 priority claims will be paid in full on the Effective Date. The Debtor must fix this inconsistency. The Court notes that Article 2 should not contain any treatment information in any event, as that section should only address classification.
- 3. Franchise Tax Board, Proof of Claim #1: The FTB filed a proof of claim on December 11, 2020. The claim is listed as secured in the amount of \$32,407.69. Upon the filing of the claim, it was deemed allowed. 11 U.S.C. § 502(a). The Plan, however, fails to address this claim in any way. Was it simply an oversight? Does the Debtor intend to object to the claim and obtain an adjudication prior to confirmation? If not, how does the plan propose to deal with it? These issues must be clarified.
- 4. <u>Class 2 Secured Claims</u>. These subsections are ambiguous. Are you purporting to describe the existing terms of these secured claims? Or the modified terms of these claims, following treatment under the plan? This must be clarified.
- 5. <u>Class 3</u>. The Debtor contends there are just two allowed claims in Class 3. The Plan should specifically identify the holders of these claims by name and the amounts at which those claims are allowed. The Court notes that the Debtor has scheduled a series of disputed claims in very significant amounts. Although claims that are scheduled as disputed in a chapter 11 case are not deemed allowed, see 11 U.S.C. § 1111(a), the Court believes that the additional specificity is warranted—so it is absolutely clear which unsecured creditors the plan is proposing to pay.
  - 6. Class 3 Impairment? The Plan fails to state whether Class 3 is

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

### **CONT...** Brian Anthony Veskosky

Chapter 11

impaired. It appears from the Plan that the class is impaired and should be designated accordingly.

- 7. <u>Voting Classes.</u> Subject to the foregoing, the Plan generally identifies which classes are impaired but fails to identify which classes are entitled to vote.
- 8. <u>Executory Contract/Unexpired Lease.</u> The Plan asserts that the Debtor has no executory contracts or unexpired leases. The Debtor, however, identifies a vehicle lease in his Schedule G, the Schedule of Executory Contracts and Unexpired Leases. Why the discrepancy? Either the Plan or Schedule G must be amended.
- 9. <u>Effective Date Funding Requirements.</u> The Plan should—but does not—identify the amount of cash necessary to satisfy all claims that will be due on the occurrence of the effective date of the Plan. The Court believes this is an important element of the Plan. In connection with confirmation, and satisfying his burden with respect to feasibility, the Debtor will have to show that the funds are available to satisfy this amount.
- 10. <u>Administrative Expense Claims.</u> The text of section 3.01 is nonsensical. It says that there are no unclassified administrative expense claims. In the next section, section 3.02, the Plan states that there *are* unclassified administrative expense claims, i.e., administrative expenses of the Sub V trustee. Why did the Debtor deviate here from the text of Official Form 425A with respect to section 3.01? What was the Debtor trying to achieve? Section 3.01 is inconsistent with section 3.02 (and common sense) and should be corrected.

Further, Section 3.02 is infirm on its face for multiple reasons. First, it provides no *treatment* for any administrative expense claim. Treatment must be specified. Second, it identifies no administrative expense claims other than the Sub V trustee. This is not plausible. What about counsel? Is counsel working for free? What about administrative tax claims and other obligations that arose in the ordinary course of the Debtor's affairs during the case? Third, it is inadequate to say the Sub V fees are not known. The Debtor should endeavor to get an estimate from the Sub V trustee and the Sub V trustee should accommodate such a request.

11. <u>180 Day Income and Expense Projections</u>. These projections are potentially confusing to creditors because they do not clearly reflect all payments that

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

### **CONT...** Brian Anthony Veskosky

Chapter 11

will be due under the plan and do not clearly show whether the Debtor is able to meet those obligations. There are references to payments on a first, second and third deed of trust. To which classes under the Plan do these payments correspond? Where are the payments on administrative expenses and priority tax claims? Where are the payments to the holders of unsecured claims? Presumably some of these payments will be on the effective date of the plan and some over time—that needs to be shown.

12. <u>Provisions on Default.</u> Article 10 of the Plan states that if the Debtor does not make all required plan payment, the plan's default provisions will control. Those provisions, at least as described in section 10.01, are incomplete. They propose a process for noticing a default but say nothing of the consequences of a failure to cure. What is the point of having default procedures if they don't say what happens?

#### **Party Information**

#### **Debtor(s):**

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#4.00 Status conference re chapter 11 subchapter V

voluntary petition individual

fr. 1/19/21, 2/3/21, 3/23/21

Docket 1

### **Tentative Ruling:**

### Ruling for February 3, 2021:

Debtor to file the projections omitted from the status report by February 5, 2021. Status conference is continued to March 23, 2021 at 1:30 p.m.

### **Party Information**

### **Debtor(s):**

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#5.00 Motion for extension of time to file a complaint objecting to discharge

Docket 60

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

### 1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#6.00 Order for the debtor and Dayo Beverly to appear and to show cause why the court should not:

- [1] Dismiss this case with a 1 year bar to refiling or
- [2] Convert to chapter 7 or
- [3] Transfer case to the Western District of North Carolina based on improper venue

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

**1:21-10214 James Alexander** 

Chapter 11

#7.00 Cred Inc., et al and the official committee of unsecured creditors of Cred Inc., at al's joint emergency omnibus motion as to transfer of venue

fr. 2/16/21, 3/23/21

Docket 16

### **Tentative Ruling:**

### Ruling for February 16, 2021:

RFS granted as of 4:05 p.m. The motion to transfer venue is continued to March 23, 2021 at 1:30 p.m. Supplemental brief by Movants to be filed by March 2, 2021; supplemental opposition to be filed by March 16, 2021; supplemental reply papers to be filed by March 19, 2021.

### **Party Information**

#### **Debtor(s):**

James Alexander Represented By

David B Golubchik

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

**1:20-11671 Javier Caceres** 

**Chapter 11** 

#7.10 Debtor's and debtor in possession's motion for dismissal of chapter 11 case

Docket 88

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

### **Debtor(s):**

Javier Caceres

Represented By Onyinye N Anyama

Friday, April 2, 2021 Hearing Room 303

10:00 AM

1:20-11581 Gateway Four, LP

Chapter 11

#8.00 Motion for relief from stay [RP]

SAM LAMONICA BY AND THROUGH HIS AGENT CITIVEST REALTY AND MORTGAGE COMPANY

fr. 3/23/21

Docket 236

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

1:20-11581 Gateway Four, LP

Chapter 11

#9.00 Motion for relief from stay/relief from turnover [RP]

Re: 3335 Santa Anita Avenue, El Monte, California 91731

ROMSPEN MORTGAGE LIMITED PARTNERSHIP

fr. 3/23/21

Docket 252

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#10.00 Trustee's motion to dismiss chapter 11 case and for entry of an order:

- (1) Approving stipulation granting relief from the automatic stay;
- (2) Authorizing the chapter 11 trustee to disburse funds pursuant to the terms of the stipulation; and
- (3) Dismissing this bankruptcy case pursuant to the terms of the stipulation

Docket 275

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

### **Trustee(s):**

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Friday, April 2, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11581 Gateway Four, LP

Chapter 11

#11.00 Trustee's motion to dismiss chapter 11 case and for an order:

- (1) Authorizing disbursement of estate funds;
- (2) Dismissing bankruptcy case; and
- (3) Granting related relief

Docket 279

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

### **Trustee(s):**

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Friday, April 2, 2021

**Hearing Room** 

303

10:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#12.00

Trustee's motion for entry of an order In Gateway Four, LP case only

- (I) Authorizing the chapter 11 tustee to obtain postpetition financing and use cash collateral
- (II) Granting senior secured and other liens and superpriority claims
- (III)Granting adequate protection
- (IV)Modifying the automatic stay; and
- (V) Granting related relief

Docket 282

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Friday, April 2, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11581 Gateway Four, LP

Chapter 11

#13.00 Application of chapter 11 trustee to employ NAI Capital

Commercial, Inc. as real estate broker pursuant to

11 U.S.C.§§ 327 and 328 in Gateway Five, LLC bankruptcy case

fr. 2/16/21, 3/23/21

Docket 150

### **Tentative Ruling:**

**Ruling for February 16, 2021:** Continued to 3/23/21 at 1:30 p.m. Trustee's counsel should file and serve a notice of continuance.

## **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Friday, April 2, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11581 Gateway Four, LP

Chapter 11

#14.00 Motion to have case deemed a single asset real estate case

fr. 3/23/21

Docket 244

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

Trustee(s):

David Keith Gottlieb (TR) Represented By

Krikor J Meshefejian

Tuesday, April 6, 2021

**Hearing Room** 

303

<u>12:00 PM</u>

1:00- Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1601931449

ZoomGov meeting number: 160 193 1449

**Password:** 255336

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Tuesday, April 6, 2021

**Hearing Room** 

303

12:00 PM

1:21-10428 Orby TV, LLC

**Chapter 11** 

#0.10 Debtor's first omnibus motion for entry of an order authorizing rejection of executory contracts and unexpired leases

Docket 19

# **Party Information**

**Debtor(s):** 

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

Tuesday, April 6, 2021

**Hearing Room** 

303

1:30 PM

1:19-10185 Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

#1.00 Post Confirmation status conference

fr. 5/26/20, 8/12/20, 8/17/20, 10/1/20, 2/2/20, 2/3/21, 3/23/21

Docket 141

## **Party Information**

### **Debtor(s):**

Rosalinda Del Socorro Mendoza Represented By

Lionel E Giron Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

**Joint Debtor(s):** 

Jose Padilla Saldivar Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

Tuesday, April 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#2.00 Confirmation hearing re second amended chapter 11 plan of reorganization

fr. 11/10/20, 12/9/20, 2/16/21, 3/23/21

Docket 116

# **Party Information**

### **Debtor(s):**

Jose Jesus Ortiz

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P Sanchez

Tuesday, April 6, 2021

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#3.00 Chapter 11 scheduling and case management conference

fr. 3/26/19; 5/28/19; 8/21/19, 11/15/19, 12/11/19, 4/1/20, 5/26/20, 8/12/20, 8/17/20, 11/10/10, 12/9/20, 2/16/21, 3/23/21

Docket 1

### **Party Information**

### **Debtor(s):**

Jose Jesus Ortiz

Represented By Lionel E Giron

Tuesday, April 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-11192 **Anait Akopyan** 

Chapter 11

#4.00 Amended disclosure statement describing chapter 11

plan of reorganization: # 1 Exhibit Exhibits A - K

# 2 Exhibit Exhibits :L- M

Docket 197

# **Party Information**

### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

Tuesday, April 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**1:19-11192** Anait Akopyan

Chapter 11

#5.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21, 2/3/21, 3/23/21

Docket 1

### **Party Information**

### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

Tuesday, April 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-13015 Oscar R. Ortega

**Chapter 11** 

#6.00 Debtor's disclosure statement

fr. 1/5/21, 3/23/21

Docket 39

## **Party Information**

**Debtor(s):** 

Oscar R. Ortega

Represented By
Robert M Yaspan

Tuesday, April 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-13015 Oscar R. Ortega

Chapter 11

#7.00 Scheduling and case management conference

fr. 1/22/20, 5/13/20, 6/8/20, 7/13/20, 11/20/20, 1/5/21, 3/23/21

Docket 1

### **Party Information**

### **Debtor(s):**

Oscar R. Ortega

Represented By Robert M Yaspan

Tuesday, April 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#8.00 U.S. Trustee Motion to dismiss or convert case

fr. 3/2/21, 3/23/21

Docket 41

## **Party Information**

### **Debtor(s):**

Cross Country Holdings Partnership,

Represented By Raymond H. Aver

# United States Bankruptcy Court Central District of California San Fernando Valley Judge Martin R. Barash, Presiding Courtroom 303 Calendar

Tuesday, April 6, 2021

**Hearing Room** 

303

1:30 PM

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#9.00 Status conferencere re chapter 11 voluntary petition non-individual

fr. 11/20/20, 2/16/21, 2/17/21, 3/23/21

Docket 1

### **Party Information**

#### **Debtor(s):**

Cross Country Holdings Partnership,

Represented By Raymond H. Aver

Wednesday, April 7, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1606361076

**ZoomGov meeting number:** 160 636 1076

**Password:** 875321

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

Wednesday, April 7, 2021

**Hearing Room** 

201

<u>10:00 AM</u>

# 9:19-11675 Craig Alan Lieberman

Chapter 11

#1.00 HearingRE: [106] Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 731 Las Canoas Place, Santa Barbara, CA 93105. (Castle, Caren)

Docket 106

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Craig Alan Lieberman Represented By

Reed H Olmstead

Movant(s):

CalLoan Corp, a California Represented By

Daniel K Fujimoto Caren J Castle

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

10:00 AM

9:20-11495 Terry Edward Larson and Vanessa Lynn Larson

Chapter 7

#2.00

HearingRE: [16] Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 4710 Calf Canyon Highway with Proof of Service. (Zahradka, Robert)

Docket 16

### **Tentative Ruling:**

### **Tentative Ruling for April 7, 2021**

Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than April 14, 2021.

### **Party Information**

**Debtor(s):** 

Terry Edward Larson Represented By

Leslie A Tos

**Joint Debtor(s):** 

Vanessa Lynn Larson Represented By

Leslie A Tos

Movant(s):

PennyMac Loan Services, LLC Represented By

Robert P Zahradka

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, April 7, 2021

**Hearing Room** 

201

10:00 AM

9:20-11502 Teresa B Guerrero

Chapter 7

#3.00

HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Mercedes-Benz 250-CLA, VIN: WDDSJ4EB7JN601889 with proof of service. (Blackman, Mark)

Docket 8

### **Tentative Ruling:**

### **Tentative Ruling for April 7, 2021**

Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than April 14, 2021.

### **Party Information**

**Debtor(s):** 

Teresa B Guerrero Represented By

Michael B Clayton

Movant(s):

Kinecta Federal Credit Union Represented By

Mark S Blackman

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, April 7, 2021

**Hearing Room** 

201

10:00 AM

9:21-10068 Claudia Leticia Casillas

Chapter 7

**#4.00** Hearing

RE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Dodge Journey, VIN:3C4P DCBG 0FT6 90911.

Docket 9

\*\*\* VACATED \*\*\* REASON: Withdrawal of motion was filed on 3/23/21.

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Claudia Leticia Casillas Represented By

Steven A Alpert

**Movant(s):** 

Mechanics Bank Auto Finance Represented By

Vincent V Frouniian

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, April 7, 2021

**Hearing Room** 

201

<u>10:00 AM</u>

9:21-10143 Alfred Leory Sweet

Chapter 7

**#5.00** 

HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Kia Forte, VIN: 3KPF54AD6KE021286. (Ith, Sheryl)

Docket 8

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Alfred Leory Sweet Represented By

Adele M Schneidereit

Movant(s):

Kia Motors Finance Represented By

Sheryl K Ith

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, April 7, 2021

**Hearing Room** 

201

11:30 AM

### 9:20-10348 David Brogan and Ghina Brogan

Chapter 7

#6.00

HearingRE: [32] Motion to Approve Compromise Under Rule 9019 MOTION FOR ORDER AUTHORIZING TRUSTEE TO ENTER INTO SALE AND SETTLEMENT AGREEMENT AND APPROVAL OF SALE OF THE ESTATES INTEREST IN REAL PROPERTY; FOR A FINDING THAT THE BUYER IS A GOOD FAITH PURCHASER PURSUANT TO 11 U.S.C. § 363(m); MEMORANDUM OF POINTS AND AUTHORITIES; PROPOSED OVERBID PROCEDURE; SUPPORTING DECLARATION OF JERRY NAMBA (Olmstead, Reed)

Docket 32

#### **Tentative Ruling:**

- NONE LISTED -

D 4	TC	4 •
Party	Intorn	nation
1 alty		паиоп

**Debtor(s):** 

David Brogan Represented By

Todd J Mannis

**Joint Debtor(s):** 

Ghina Brogan Represented By

Todd J Mannis

Movant(s):

Jerry Namba (TR) Represented By

Reed H Olmstead

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

11:30 AM

**9:20-10524** Bashar Albawab

Chapter 7

#7.00 HearingRE: [61] Motion Amended Motion to Approve Settlement Agreement Between Robert M. Gurfield Living Trust, Robert M. Gurfield Trustee and Bashar Albawab

Docket 61

### **Tentative Ruling:**

### Final Ruling for April 7, 2021

Granted. No opposition or objections filed. Movant to lodge an order granting the motion and a separate order dismissing the related adversary proceeding. Appearances waived.

### **Party Information**

**Debtor(s):** 

Bashar Albawab Represented By

Brian Nomi

**Movant(s):** 

Robert M. Gurfield Living Trust Represented By

William E. Winfield

Trustee(s):

Jerry Namba (TR) Represented By

Meghann A Triplett

Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

11:30 AM

9:20-11522 Michael I. Gauss

Chapter 7

#8.00 CONTD. Hearing

RE: [7] Motion to Dismiss Debtor Notice of Motion and Motion to Dismiss Involuntary Petition and Award Fees, Costs and Sanctions Pursuant to 11 U.S.C. § 303(i); Memorandum of Points and Authorities; Declaration of Michael Guss in Support Thereof

FR. 2-19-21

Docket 7

#### **Tentative Ruling:**

#### **Ruling for February 19, 2021**

Continued to 4/7/21 @ 11:30 a.m. The Petition Creditors shall filed an amended petition correcting the defects, and file their Rule 1010(b) statements by 3/5/21. The alleged debtor may supplement the Motion by 3/12/21. The Petitioning Creditors may supplement their opposition by 3/26/21. The alleged debtor may file supplemental reply papers by 4/2/21.

#### **Party Information**

#### **Debtor(s):**

Michael I. Gauss Represented By

Matthew A Lesnick

Movant(s):

Michael I. Gauss Represented By

Matthew A Lesnick Matthew A Lesnick Matthew A Lesnick

Matthew A Lesnick Matthew A Lesnick

Matthew A Lesnick

Matthew A Lesnick Matthew A Lesnick

Matthew A Lesnick

4/7/2021 8:24:18 AM

Page 9 of 40

Wednesday, April 7, 2021

11:30 AM
CONT... Michael I. Gauss

Chapter 7

Matthew A Lesnick

Matthew A Lesnick

4/7/2021 8:24:18 AM

Page 10 of 40

Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

11:30 AM

9:20-11522 Michael I. Gauss Chapter 7

CONTD. Status Conference #9.00

> RE: [1] Chapter 7 Involuntary Petition Against an Individual Michael I. Gauss. (Filed by attorney Robert M Yaspan, Petitioning Creditors: Rasel, Ltd., Consul Group RE 2021, S.R.L, NEEW TNG fka RSW Investments Group Ltd, SWIG AMERICA CONSULTING, LLC, Arteam Consult, Ltd, Genius of Wealth, LLC, and SWIG International Ltd.)

FR. 2-10-21, 2-19-21

Docket 1

### **Tentative Ruling:**

### Ruling for February 19, 2021

Continued to 4/7/21 @ 11:30 a.m.

#### **Party Information**

#### **Debtor(s):**

Michael I. Gauss

Represented By Matthew A Lesnick

Wednesday, April 7, 2021

**Hearing Room** 

201

1:30 PM

9:19-11416 Isaias Raquel Barcarse and Clarita Bertis Barcarse

Chapter 11

#10.00 Post-Confirmation Chapter 11 Status Conference

Docket 156

\*\*\* VACATED \*\*\* REASON: Order granting motion for final decree and order closing case entered on 3/5/21.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Isaias Raquel Barcarse Represented By

Arasto Farsad

**Joint Debtor(s):** 

Clarita Bertis Barcarse Represented By

Arasto Farsad

Wednesday, April 7, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

#11.00 Objection to Claim #13 by Claimant Gary Young. in the amount of \$ 280,729.16 Filed by Debtor Craig Alan Lieberman. (Olmstead, Reed)

Docket 109

\*\*\* VACATED \*\*\* REASON: Withdrawal of motion filed 3-15-21.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Craig Alan Lieberman

Represented By Reed H Olmstead

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

1:30 PM

**9:19-11819 Steven Corl Decker** 

Chapter 11

#12.00 CONT'D Hearing

Chapter 11 Status Conference

FR. 12-18-19, 3-25-20, 4-29-20, 7-1-20, 8-26-20, 11-18-20

FR. 1-20-21, 1-27-21

Docket 1

### **Tentative Ruling:**

### Ruling for February 2, 2021

Continued to April 7, 2021 at 1:30 p.m.

#### Ruling for November 18, 2020

Continued to 1/20/20 @ 1:30 p.m. No new status report is required. Debtor can set his motion to dismiss the case for the same date and time provided 21 days notice is provided to all creditors.

Ruling for August 26, 2020: Continued to 11/18/20 at 1:30 p.m.

Ruling for April 29, 2020: Continued to 7/1/20 at 1:30 p.m. Debtor should file an updated status report by 6/17/20. Court will prepare an order regarding the extension of the disclosure statement and plan deadline and the continued status conference date.

Ruling for 3/25/20: Continued to 4/29/20 at 1:30 p.m. Court will prepare an order.

#### Ruling for December 18, 2019

The claims bar date will be February 15, 2020. Debtor must serve notice of the bar date by December 27, 2019 on the mandatory local rules form.

The deadline for the Debtor to object to claims will be March 13, 2020.

The deadline for the Debtor to file his initial plan and disclosure statement will be March 13, 2020.

A continued chapter 11 status conference will be held on March 25, 2020 at 1:30 p.m. Provided Debtor has filed a disclosure statement and plan on March 13, 2020, no

Wednesday, April 7, 2021

**Hearing Room** 

201

1:30 PM

### **CONT...** Steven Corl Decker

Chapter 11

updated status report needs to be filed and served. The Court will prepare a scheduling order memorializing these dates. The Debtor will be responsible for serving all creditors with the entered scheduling order.

# **Party Information**

### **Debtor(s):**

Steven Corl Decker

Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

9:21-10174 Eileen Lazar

**Chapter 11** 

#13.00 Status Hearing

RE: [1] Chapter 11 Voluntary Petition Individual. Janet Lawson)

Docket 1

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

### **Debtor(s):**

Eileen Lazar

Represented By Janet A Lawson

Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

### 9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

#14.00 CONT'D Status conference re complaint for:

- (1) false pretenses, false representation, actual fraud
- (2)dischargeability 523(a)(4)
- (3) fraud as fiduciary, embezzlement, larceny
- (4)dischargeability 523(a)(6)
- (5)willful and malicious injury
- (6)Objection / revocation of discharge 727(c),(d),(e)))

FR. 11/28/18, 2/25/19, 5/22/19, 9/12/19, 12/12/19, 4/15/20, 7/1/20, 9/16/20, 1/20/21, 2/2/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to April 26, 2021 at 2:30 p.m.

#### **Tentative Ruling:**

Ruling for February 2, 2021: Continued as a pretrial conference to 4/7/21 at 2:30 p.m.

**Ruling for September 16, 2020:** Continued to 1/20/21 at 2:30 p.m. Plaintiff should file and serve a notice of continued hearing.

**Ruling for July 1 2020:** Continued to 9/16/20 at 2:30 p.m.

**Ruling for 4/15/20:** Continued to 7/1/20 at 2:30 p.m. The parties may use this date for a case dispositive motion. This will be a video hearing. Parties should lodge an agreed form of order regarding relevant dates.

#### **April 15, 2020**

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

### **CONT...** Bridgette Allison Payton

Chapter 7

appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866)582-6878. Additional details are available by visiting their website: https://courtcall.com.

Ruling for 12/12/19: Cont. to 4/15/20 at 1:30 p.m. Parties should file an updated joint status report 14 days before the hearing.

Ruling for 9/12/19: The deadline for the completion of discovery and the filing of case dispositive motions is extended to 2/28/20. Continued to 12/12/19 at 1:30 p.m. The parties may appear telephonically. No new status report is required.

#### Ruling for May 22, 2019:

The status conference is continued to September 12, 2019 at 1:30 p.m. in Woodland Hills; the parties may appear telephonically. The parties shall file a brief joint status report prior to the continued status conference. The last day for discovery to be completed, inclduing receiving responses to discovery requests, is December 6, 2019. The last day to join other parties and to amend pleadings is December 6, 2019. The last day for case dispositive pre-trial motions to be filed and served is January 30, 2020.

Ruling for November 28, 2018: Amended complaint must be filed no later than January 14, 2019. Answer must be filed no later than February 13, 2019. The status conference is continued to February 25, 2019 at 2:00 p.m. No updated status report is required.

#### **Party Information**

#### **Debtor(s)**:

Bridgette Allison Payton Represented By

Patrick T Green

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

4/7/2021 8:24:18 AM

Page 18 of 40

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

**CONT...** Bridgette Allison Payton

Chapter 7

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

Patrick T Green

**Plaintiff(s):** 

Diversified Engineering of Westlake, Represented By

Larry D Webb

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:18-12140 **Greg Griswold** 

Chapter 7

Adv#: 9:19-01051 Griswold v. Offshore Marina, Inc.

#15.00 Show Cause HearingRE: [1] Adversary case 9:19-ap-01051. Complaint by Greg Griswold against Offshore Marina, Inc. . (Charge To Estate). Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)) (Ortiz, Amber) Additional attachment(s) added on 9/20/2019 (Ortiz, Amber).

Docket 1

### **Tentative Ruling:**

- NONE LISTED -

<b>D</b>	TC	4 •
Party	Inform	iation

**Debtor(s):** 

Greg Griswold Pro Se

**Defendant(s):** 

Offshore Marina, Inc. Pro Se

Plaintiff(s):

Greg Griswold Pro Se

**Trustee(s):** 

Jerry Namba (TR) Represented By

Meghann A Triplett

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

### 9:19-10365 Christopher Richard Klosinski

Chapter 7

Adv#: 9:19-01049 Klosinski v. United States Department of Education

#16.00 CONT'D

Status Conference re: [1] Complaint for Denial of Discharge (11 U.S.C. Sections 727(a)(2), (a)(3), (a)(4), (a)(7) and (c))

FR. 11-6-19, 1-15-20, 3-25-20, 7-1-20, 10-7-20, 1-13-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Order (entered on 3/19/21) approving stipulation to settle and dismiss adversary proceeding with prejudice.

#### **Tentative Ruling:**

#### Ruling for January 13, 2021:

Continued to April 7, 2021 at 2:30 p.m.

Ruling for October 7, 2020: Continued to 1/13/21 at 2:30 p.m. Updated status report is not required.

**Ruling for July 1 2020:** Continued to 10/7/20 at 2:30 p.m. Updated status report is not required. However, the parties should meet and confer and discuss proposed litigation dates if the matter does not settle.

Ruling for 3/25/20: Continued to 7/1/20 at 2:30 p.m. No new status report is needed.

#### March 25, 2020

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

Ruling for 11/6/19: Continued to January 15, 2020 at 2:30 p.m. Parties may appear

4/7/2021 8:24:18 AM

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

# **CONT...** Christopher Richard Klosinski

Chapter 7

by phone. Notice is waived. By January 8, 2020, the parties should provide the Court with an update.

### **Party Information**

**Debtor(s):** 

Christopher Richard Klosinski Represented By

David Jacob

**Defendant(s):** 

United States Department of Represented By

Elan S Levey

**Joint Debtor(s):** 

Judy Lynn Klosinski Represented By

David Jacob

**Plaintiff(s):** 

Christopher Richard Klosinski Represented By

Christine A Kingston

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:19-11122 Rasbe, Inc

Chapter 7

Adv#: 9:19-01054 Namba v. Rasbe, Inc et al

### #17.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01054. Notice of Removal by Silverlake Park, LLC, Jerry Namba. (Attachments: # 1 Adversary Coversheet # 2 Notice of Status Conference # 3 Proof of Service) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)),(91 (Declaratory judgment)),(72 (Injunctive relief - other)) (Pagay, Carmela)

FR. 12-4-19, 1-29-20, 2-10-20, 3-25-20, 5-20-20, 7-15-20, 9-30-20, 12-4-20, 1-20-21, 1-27-21

Docket 1

#### **Tentative Ruling:**

#### Ruling for February 2, 2021

Continued to April 7, 2021 @ 2:30 p.m.

#### Ruling for December 4, 2020:

Continued to January 20, 2021 at 2:30 p.m. to be heard with the Trustee's forthcoming motion to amend complaint. No updated status report is required.

Ruling for September 30, 2020: Continued to 12/16/20 at 2:30 p.m. Trustee to file and serve notice of continued status conference.

**Ruling for July 15, 2020:** Continued to 9/30/20 at 2:30 p.m. No joint status report is required.

### Ruling for May 20, 2020:

The last day to amend the pleadings and join parties, or obtain leave to do so, is January 31, 2021. The last day to file and serve case dispositive pre-trial motions is February 15, 2021. Status conference continued to July 15, 2020 at 2:30 p.m. Plaintiff to lodge a scheduling order.

Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

#### **CONT...** Rasbe, Inc

Chapter 7

Ruling for 3/25/20: Discovery cut-off is 1/31/21. Continued status conference is 5/20/20 at 2:30 p.m. No new status report required. Parties may appear by phone at the continued status conference. Plaintiff's counsel should lodge a scheduling order.

Ruling for 2/10/20: Continued to 3/25/20 at 11:30 a.m.

#### Ruling for January 29, 2020:

Continued to 2/10/20 at 11:30 a.m., to coincide with the pending motion to dismiss the bankruptcy case. The Trustee shall serve all parties with notice of the continued status conference. **APPEARANCES WAIVED ON JANUARY 29, 2020** 

#### **Ruling for December 4, 2019:**

Continued to 1/29/20 at 2:30 p.m. Trustee to serve all parties with notice of the continued status conference.

	Party Information
Debtor(s):	

Rasbe, Inc Represented By

Khachik Akhkashian

**Defendant(s):** 

Rasbe, Inc Pro Se

Sherr, LLC Pro Se

Komie, Inc. Pro Se

Emmet, Inc. Pro Se

Benel, Inc. Pro Se

Kayam, Inc. Represented By

Matthew Abbasi

Rone Oren Represented By

Michael N Sofris

Cucamonga Inc. Pro Se

4/7/2021 8:24:18 AM Page 24 of 40

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021 Hearing Room 201

2:30 PM

CONT... Rasbe, Inc Chapter 7

Laura Ballegeer Represented By

Matthew Abbasi

DOES 1-29 inclusive Pro Se

**Plaintiff(s):** 

Jerry Namba Represented By

Carmela Pagay

Richard P Steelman Jr

**Trustee(s):** 

Jerry Namba (TR) Represented By

Timothy J Yoo Carmela Pagay

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:19-11415 Sara Sierra

Chapter 7

Adv#: 9:19-01077 Valencia v. Sierra

#18.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01077. Complaint by Gustavo Valencia against Sara Sierra. willful and malicious injury)),(64 (Dischargeability - 523(a)(15), divorce/sep property settlement/decree)) (Grant, Karen)

FR. 1-29-20, 4-29-20, 8-5-20, 11-4-20, 12-4-20, 1-20-21, 2-2-21

Docket 1

# **Tentative Ruling:**

#### **Ruling for February 2, 2021**

Continued to a forthcoming date to trail the plaintiff's MSJ. The Court will enter a scheduling order.

#### Ruling for December 4, 2020:

Continued to January 20, 2021 at 2:30 p.m. No new status report is needed.

Ruling for November 4, 2020: Continued to 12/16/20 at 2:30 p.m. No new status report is needed.

#### **Party Information**

**Debtor(s):** 

Sara Sierra Represented By

Kenneth H J Henjum

**Defendant(s):** 

Sara Sierra Represented By

Creighton A Stephens

Plaintiff(s):

Gustavo Valencia Represented By

Karen L Grant

Wednesday, April 7, 2021 Hearing Room 201

2:30 PM

CONT... Sara Sierra Chapter 7

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:19-11415 Sara Sierra

Chapter 7

Adv#: 9:19-01077 Valencia v. Sierra

#19.00 HearingRE: [23] Motion For Summary Judgment; Memorandum of Points and Authorities and Declaration of Gustavo Valencia in Support

Docket 23

# **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Sara Sierra Represented By

Kenneth H J Henjum

**Defendant(s):** 

Sara Sierra Represented By

Creighton A Stephens

**Movant(s):** 

Gustavo Valencia Represented By

Karen L Grant

**Plaintiff(s):** 

Gustavo Valencia Represented By

Karen L Grant

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:19-11415 Sara Sierra

Chapter 7

Adv#: 9:19-01077 Valencia v. Sierra

#20.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01077. Complaint by Gustavo Valencia against Sara Sierra. willful and malicious injury)),(64 (Dischargeability - 523(a)(15), divorce/sep property settlement/decree)) (Grant, Karen)

FR. 1-29-20, 4-29-20, 8-5-20, 11-4-20, 12-4-20, 1-20-21, 2/2/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Duplicate of #18.

#### **Tentative Ruling:**

#### Ruling for February 2, 2021

Continued to a forthcoming date to trail the plaintiff's MSJ. The Court will enter a scheduling order.

#### Ruling for December 4, 2020:

Continued to January 20, 2021 at 2:30 p.m. No new status report is needed.

**Ruling for November 4, 2020:** Continued to 12/16/20 at 2:30 p.m. No new status report is needed.

#### **Party Information**

**Debtor(s):** 

Sara Sierra Represented By

Kenneth H J Henjum

**Defendant(s):** 

Sara Sierra Represented By

Creighton A Stephens

**Plaintiff(s):** 

Gustavo Valencia Represented By

Karen L Grant

Wednesday, April 7, 2021 Hearing Room 201

2:30 PM

CONT... Sara Sierra Chapter 7

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:19-11542 Eric C Staudenbaur

Chapter 7

Adv#: 9:19-01080 Quintero v. Staudenbaur et al

#21.00 CONT'D Status Hearing

RE: [25] Adversary case 9:19-ap-01080. AMENDED Complaint by Quintero Angela against Maria L Staudenbaur, Eric C Staudenbaur.

FR. 8-26-20, 1-13-21

Docket 25
\*\*\* VACATED \*\*\* REASON: Continued to May 4, 2021 at 2:30 p.m.

#### **Tentative Ruling:**

#### Ruling for January 13, 2021:

The Court will issue a scheduling order continuing the status conference to April 7, 2021 at 2:30 p.m.

Ruling for August 26, 2020: Continued to 1/13/21 at 2:30 p.m. Updated status report to be filed no later than 1/4/21.

Plaintiff should prepare and lodge a scheduling order with the following dates: 11/6/20 last day to join other parties and amend pleadings and the last day for discovery to be completed;

11/25/20 as the last day for any case dispositive motions to be filed; and 1/13/21 as the last day for case dispositive motions to be heard.

#### **Tentative Ruling for March 11, 2020**

Appearance by telephone is authorized for all parties.

#### **Party Information**

#### **Debtor(s):**

Eric C Staudenbaur

Represented By
Daniel King
John D Faucher

4/7/2021 8:24:18 AM

Page 31 of 40

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

**CONT...** Eric C Staudenbaur

Chapter 7

**Defendant(s):** 

Maria L Staudenbaur Represented By

John D Faucher

Eric C Staudenbaur Represented By

John D Faucher

**Joint Debtor(s):** 

Maria L Staudenbaur Represented By

Daniel King John D Faucher

**Plaintiff(s):** 

Angela Quintero Represented By

Shawn S White

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:20-10108 Aldo Sosa

Chapter 7

Adv#: 9:20-01052 McBeth v. Sosa

#22.00 Hearing RE: [13] Motion for Default Judgment Notice of Motion and Motion for Default Judgment per LBR 9013-1(o); Memo Points and Authorities; Declaration of Felicita A.

Torres (Torres, Felicita)

Docket 13

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Aldo Sosa Represented By

Bernal P Ojeda

**Defendant(s):** 

Edgar Sosa Represented By

Bernal P Ojeda

**Movant(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:20-10108 Aldo Sosa

Chapter 7

Adv#: 9:20-01052 McBeth v. Sosa

#23.00 HearingRE: [22] Motion to Set Aside Default of Defendant Edgar Sosa; Answer to Complaint with Proof of Service

Docket 22

### **Tentative Ruling:**

- NONE LISTED -

Party 1	Inform	ation
---------	--------	-------

**Debtor(s):** 

Aldo Sosa Represented By

Bernal P Ojeda

**Defendant(s):** 

Edgar Sosa Represented By

Bernal P Ojeda

**Movant(s):** 

Edgar Sosa Represented By

Bernal P Ojeda

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:20-10108 Aldo Sosa

Chapter 7

Adv#: 9:20-01052 McBeth v. Sosa

#24.00 Status Hearing

RE: [1] Adversary case 9:20-ap-01052. Complaint by Sandra K. McBeth against Edgar Sosa. (\$350.00 Fee Charge To Estate). Nature of Suit: (31 (Approval of sale of property of estate and of a co-owner - 363(h))) (Torres, Felicita)

FR. 11-18-20, 1-20-21, 2-2-21

Docket 1

### **Tentative Ruling:**

#### **Ruling for February 2, 2021**

Continued to April 7, 2021 @ 2:30 p.m. **Appearances waived for February 2, 2021**. The trustee shall lodge both an order granting her motion for default judgment and a proposed judgment.

#### **Party Information**

**Debtor(s):** 

Aldo Sosa Represented By

Bernal P Ojeda

**Defendant(s):** 

Edgar Sosa Represented By

Bernal P Ojeda

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres

Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

**9:20-10524** Bashar Albawab

Chapter 7

Adv#: 9:20-01042 Robert M. Gurfield Living Trust et al v. Albawab

#25.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01042. Complaint by Robert M. Gurfield Living Trust against Bashar Albawab. false pretenses, false representation, actual fraud)) (Winfield, William)

FR. 9-30-20, 12-4-20, 2-10-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Pursuant to the Court's final ruling on # 7 on today's calendar, the Court will dismiss this adversary proceeding.

### **Tentative Ruling:**

Ruling for February 10, 2021: Continued to 4/7/21 at 2:30 p.m. Plaintiff should continue the motion to approve settlement to 4/7/21 at 2:30. Plaintiff must file and serve a Rule 7041 notice to all creditors.

Ruling for December 4, 2020: Continued to February 10, 2021 at 2:30 p.m. No appearances required on December 4, 2020.

Ruling for September 30, 2020: Continued to 12/16/20 at 2:30 p.m.

# **Party Information**

**Debtor(s):** 

Bashar Albawab Represented By

Brian Nomi

**Defendant(s)**:

Bashar Albawab Pro Se

Plaintiff(s):

Robert M. Gurfield Represented By

William E. Winfield

Robert M. Gurfield Living Trust Represented By

William E. Winfield

4/7/2021 8:24:18 AM

Page 36 of 40

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Bashar Albawab

Chapter 7

**Trustee(s):** 

Jerry Namba (TR)

Represented By Meghann A Triplett

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#26.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01002. Complaint by White Winston Select Asset Funds, LLC against Figueroa Mountain Brewery, LLC. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to May 26, 2021 at 2:30pm

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

#27.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01003. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. (4) and (6) (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Young, Beth Ann)

Docket 1

\*\*\* VACATED \*\*\* REASON: Stipulation entered 3-8-21. Hearing continued to May 26, 2021 at 2:30pm.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Pro Se

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young Eve H Karasik

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, April 7, 2021

**Hearing Room** 

201

2:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01004 White Winston Select Asset Funds, LLC v. Dietenhofer

#28.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01004. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to May 26, 2021 at 2:30pm

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Pro Se

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter 0

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1604385294

ZoomGov meeting number: 160 438 5294

**Password:** 707630

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

#1.00 Hearing

RE: [1578] Motion for Turnover of Property - Trustee's Notice of Motion and Motion for Turnover of Debtor's Books and Records; Memorandum of Points and Authorities, Declaration of Michael A. McConnell and Request for Judicial Notice in Support Thereof; proof of service (Israel, Eric)

Docket 1578

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

Movant(s):

Michael Arthur McConnell (TR)

Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#2.00 CONT'D Hearing

RE: [44] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21, 3-11-21

Docket 44

\*\*\* VACATED \*\*\* REASON: Continued to June 10, 2021 at 10:00 a.m.

**Tentative Ruling:** 

Ruling for January 14, 2021

Continued to March 11, 2021 at 10:00 a.m.

Ruling for November 5, 2020

Continued to 1/14/21 @ 10:00 a.m.

**Party Information** 

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GLR, LLC, a Delaware limited Represented By

William C Beall

Courtroom 201 Calendar

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Plaintiff(s):

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#3.00 CONT'D Hearing

RE: [45] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21, 3-11-21

Docket 45

\*\*\* VACATED \*\*\* REASON: Continued to June 10, 2021 at 10:00 a.m.

**Tentative Ruling:** 

Ruling for January 14, 2021

Continued to March 11, 2021 at 10:00 a.m.

Ruling for November 5, 2020

Continued to 1/14/21 @ 10:00 a.m.

**Party Information** 

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

Movant(s):

GRL, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Plaintiff(s):

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

**#4.00** Hearing

RE: [74] Motion For Summary Judgment with proof of service

Docket 74

\*\*\* VACATED \*\*\* REASON: Continued to June 10, 2021 at 10:00am

**Tentative Ruling:** 

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

### 9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#### #5.00 CONTD. Status Hearing

RE: [1] Adversary case 9:20-ap-01006. Complaint by Michael A. McConnell, Chapter 11 Trustee against GLR, LLC, a Delaware limited liability company, GRL, LLC, a Delaware limited liability company. (Charge To Estate). Chapter 11 Trustee's Complaint: (1) To Avoid and Recover Preferential Transfers; (2) To Avoid and Recover Fraudulent Transfers; and (3) For Turnover and Accounting Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) (Shechtman, Zev)

FR. 3-12-20, 4-17-20, 7-15-20, 9-29-20, 12-15-20 (Advanced), 12-2-20, 1-14-21, 3-11-21

Docket

\*\*\* VACATED \*\*\* REASON: Continued to June 10, 2021 at 10:00 a.m.

#### **Tentative Ruling:**

#### Ruling for January 14, 2021

Continued to March 11, 2021 at 10:00 a.m.

**Ruling for 7/15/20:** Continued to 9/29/20 at 10:30 a.m.

#### Ruling for April 17, 2020

Continued to July 15, 2020 at 2:30 p.m. A brief updated status report shall be filed by July 1, 2020.

The discovery cutoff and deadline to join parties and amend pleadings is October 30, 2020.

The deadline to file case-dispositive pre-trial motions is December 4, 2020.

The Court will set a deadline for such motions to be heard.

#### **Party Information**

# United States Bankruptcy Court Central District of California Northern Division

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

### 9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#6.00 CONT'D Status Hearing (re: Complaint & Amended Counterclaims)
RE: [1] Adversary case 9:20-ap-01039. Complaint by Michael A. McConnell,
Chapter 11 Trustee against California Asphalt Production, Inc., a California
corporation, GTL1, LLC a Colorado limited liability company, GIT, INC., a
Colorado corporation. (Charge To Estate). Trustee's Complaint: (1) For
Declaratory Relief; and (2) For Violation of Automatic Stay Nature of Suit: (21
(Validity, priority or extent of lien or other interest in property)),(91 (Declaratory
judgment)) (Singh, Sonia)

FR. 9-29-20, 11-5-20, 2-11-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to May 6, 2021 at 10:00 a.m.

#### **Tentative Ruling:**

#### Ruling for November 5, 2020

Consolidated with 20-01048, 20-1049 & 20-1050. Defendants amended answer(s) & counterclaims to be filed by December 31, 2020. The trustee's response to any such counterclaims will be due as provided by Rule 15(a)(3). A status conference will be held on February 11, 2021 at 10:00 a.m.

# **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

#### **Defendant(s):**

California Asphalt Production, Inc., Pro Se

GTL1, LLC a Colorado limited Pro Se

GIT, INC., a Colorado corporation Pro Se

#### **Plaintiff(s):**

Michael A. McConnell, Chapter 11 Represented By

4/7/2021 7:03:45 PM

Page 11 of 12

Thursday, April 8, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Sonia Singh

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Friday, April 9, 2021

**Hearing Room** 

303

10:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1614666219

ZoomGov meeting number: 161 466 6219

Password: 661311

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Friday, April 9, 2021

**Hearing Room** 

303

10:00 AM

1:21-10428 Orby TV, LLC

Chapter 11

#1.00

Debtor's second omnibus emergency motion for entry of an order authorizing rejection of executory contracts and unexpired leases (subscriber agreements)

Docket 22

#### **Party Information**

#### **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

**Monday, April 12, 2021** 

**Hearing Room** 

201

1:30 PM

9:00-00000 Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1601301697

**ZoomGov meeting number:** 160 130 1697

**Password:** 810570

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

**Monday, April 12, 2021** 

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#1.00 Hearing

RE: [7] Emergency Motion by Debtor For Order (1) Authorizing the Debtor to Continue its Cash Management System, (2) Maintain its Existing Bank Accounts and Business Forms, and (3) Granting Related Relief with proof of service

Docket 7

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

Movant(s):

Player's Poker Club, Inc. Represented By

**Monday, April 12, 2021** 

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc. Chapter 11

Hearing #2.00

> RE: [8] Emergency Motion by Debtor for Order (1) Authorizing the Debtor to Continue its Prepetition Insurance Coverage, (2) Satisfy Payment of Prepetition Obligations Related to That Insurance Coverage in the Ordinary Course of Business, and (3) Renew, Supplement, or Enter into New Insurance Coverage in the Ordinary Course of Business, and (4) Granting Related Relief with proof of service

> > Docket 8

# **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

Movant(s):

Player's Poker Club, Inc. Represented By

**Monday, April 12, 2021** 

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#3.00 Hearing

RE: [9] Emergency Motion by Debtor for Order (1) Authorizing the Debtor to Pay Certain Prepetition and Postpetition Taxes and Fees, and (2) Granting Related Relief with proof of service

Docket 9

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

Movant(s):

Player's Poker Club, Inc. Represented By

**Monday, April 12, 2021** 

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

**#4.00** Hearing

RE: [10] Emergency Motion by Debtor for Order (1) Authorizing the Debtor to Maintain and Administer Their Existing Customer Programs and Honor Certain Prepetition Obligations Related Thereto, and (2) Granting Related Relief with proof of service

Docket 10

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Player's Poker Club, Inc. Represented By

Michael S Kogan

Movant(s):

Player's Poker Club, Inc. Represented By

**Monday, April 12, 2021** 

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#5.00 Hearing

RE: [11] Emergency First Day Motion to Reject Real Property Executory

Contracts Under 11 U.S.C. 365 with proof of service

Docket 11

# **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc.

Represented By

Michael S Kogan

Movant(s):

Player's Poker Club, Inc. Represented By

Tuesday, April 13, 2021

**Hearing Room** 

303

11:00 AM

1:00- Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1617134966

ZoomGov meeting number: 161 713 4966

**Password:** 140650

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Tuesday, April 13, 2021

**Hearing Room** 

303

11:00 AM

1:04-14960 Kathie E Suissa and Elvis D Suissa

Chapter 7

#1.00 Trustee's final report and applications for compensation

Docket

\*\*\* VACATED \*\*\* REASON: See final ruling below.

# **Tentative Ruling:**

#### Final Ruling for April 13, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than April 20, 2021.

142

#### **Party Information**

**Debtor(s):** 

Kathie E Suissa Represented By

Mark J Markus Gregory M Salvato

**Joint Debtor(s):** 

Elvis D Suissa Represented By

Mark J Markus Stella A Havkin

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Reagan E Boyce Jessica L Bagdanov

Tuesday, April 13, 2021

**Hearing Room** 

303

11:00 AM

**1:17-10452** Richard J Disisto

Chapter 7

#2.00 Debtor's motion for order setting deadline by which creditor Monroe Jacques De Rothschild may file a section 523(a) complaint against the debtor

Docket 72

#### **Tentative Ruling:**

#### **Tentative Ruling for April 13, 2021**

Deny.

In *In re Menaker*, 603 B.R. 628, 632–34 (Bankr. C.D. Cal. 2019), this Court observed the following:

The Bankruptcy Appellate Panel for the Ninth Circuit ("BAP") has held that the language of section 523(a)(3)(A) should be construed in accordance with its plain language—which does not provide for any equitable exception. "The language contained in section 523(a)(3)(A) is clear and not ambiguous: a debt is excepted from discharge if the creditor was neither listed nor scheduled and did not otherwise know of the bankruptcy case in time to file a timely [proof of claim]. As there is nothing for us to interpret, we must enforce the statute according to its terms." *In re Mahakian*, 529 B.R. at 274 (citing *United States v. Ron Pair Enters., Inc.,* 489 U.S. 235, 241, 109 S.Ct. 1026, 103 L.Ed.2d 290 (1989)); see also *Purcell v. Khan (In re Purcell)*, 362 B.R. 465 (Bankr. E.D. Cal. 2007) (there are no equitable exceptions to section 523(a)(3)(A); the plain language of the statute controls) (citing *Laczko v. Gentran, Inc. (In re Laczko)*, 37 B.R. 676, 678-79 (9th Cir. B.A.P. 1984), aff'd without opinion, 772 F.2d 912 (9th Cir. 1985)).

The Motion asks the Court for equitable relief that is not available in the statute, permitting the Debtor to re-create a deadline for the filing of a complaint to determine dischargeability with respect to a debt, where the debtor failed to timely provide notice to the creditor and where the claim has already been excepted from the discharge pursuant to Bankruptcy Code section 523(a)(3).

Tuesday, April 13, 2021

**Hearing Room** 

303

11:00 AM

**CONT...** Richard J Disisto

Chapter 7

The language of Bankruptcy Code section 523(a)(3)(B) clearly states that any prepetition claims the creditor, Rothschild, may have had against the Debtor were not discharged unless the creditor "had notice or actual knowledge" of this case in time to file a non-dischargeability complaint by the deadline for doing so, which was May 26, 2017. The Debtor admits that the creditor did not receive such notice. Federal Rule of Bankruptcy Procedure 4007(b) clearly states that under these circumstances, the creditor may file a section 523(a)(3) complaint against the Debtor "at any time." The relief now requested by the Debtor would contradict the plain meaning of section 523(a) and Rule 4007(b).

Additionally, prudential concerns support denial. First, Los Angeles Superior Court has concurrent subject matter jurisdiction over any section 523(a)(3) claims that Rothschild may bring. For reasons of comity, it would be inappropriate for this Court to create a deadline for filing such a complaint that would be binding on a court of concurrent jurisdiction. Second, some of the events alleged in Rothchild's state court complaint occurred postpetition and it is unclear when the claims accrued under state law. Some of Rothchild's claims may be outside the jurisdiction of this court.

#### **Party Information**

**Debtor(s):** 

Richard J Disisto Represented By

Andrew Goodman

**Trustee(s):** 

David Seror (TR) Pro Se

Tuesday, April 13, 2021

**Hearing Room** 

303

11:00 AM

1:18-11802 Irina Raskin

Chapter 7

#3.00 Objection to claim number 2-3 by claimant Alex Raskin and request for judicial notice

fr. 11/10/20, 11/12/20, 1/15/21, 3/5/21

Docket 279

#### **Tentative Ruling:**

# Ruling for January 15, 2021:

Continued to March  $\overline{5,2021}$  at 10:00 a.m.

#### Ruling for November 12, 2020:

Continued to January 15, 2021 @ 10:00 a.m. Simultaneous supplemental briefs addressing the issues identified by the Court to be filed by December 4, 2020 with simultaneous supplemental reply briefs to be filed by December 18, 2020.

#### Ruling for November 10, 2020:

Continued to 10:00 a.m. on November 12, 2020.

#### **Party Information**

#### **Debtor(s):**

Irina Raskin Represented By

Stella A Havkin

**Trustee(s):** 

David Seror (TR) Represented By

Nancy H Zamora

Tuesday, April 13, 2021

**Hearing Room** 

303

11:00 AM

1:18-12994 Maldonado Construction and Associates Corporation

Chapter 7

#4.00 Motion to disallow claims and motion objecting

to the proof of claim

Docket 55

#### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Maldonado Construction and Represented By

Steven A Alpert David Brian Lally

**Trustee(s):** 

Diane C Weil (TR)

Represented By

Anthony A Friedman

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:17-12408 ICPW Liquidation Corporation, a California corpora Chapter 11

Post confirmation status conference #5.00

> from: 8/28/18, 1/15/19; 4/9/19; 5/9/19, 12/12/19 from 1:30 p.m., 2/20/20, 8/5/20, 8/12/20, 8/17/20, 12/9/20

> > Docket 443

\*\*\* VACATED \*\*\* REASON: Continued to October 27, 2021 at 1:30 p.m.

#### **Tentative Ruling:**

#### Ruling for December 9, 2020:

Continued to April 13, 2021 at 1:30 p.m. Trustee must file and serve an updated status report by April 6, 2021. Appearances on December 9, 2020 are waived.

Ruling for August 17, 2020: Continued to December 9, 2020 at 1:30 p.m. Trustee must file and serve notice of continued status conference. Appearances on August 17, 2020 are waived.

<u>Tentative Ruling for February 20, 2020</u>: The Court has reviewed the status report filed by the Plan Trustee on February 6, 2020. Dkt. 626. The post-confirmation status conference is continued to August 5, 2020, at 1:30 p.m. Appearances are waived on February 20, 2020.

Ruling for 5/9/19: Continued to 12/12/19 at 1:30 p.m. Trustee must file and serve notice of continued status conference.

#### Ruling for August 28, 2018

Tentative adopted.

#### **Tentative Ruling for August 28, 2018**:

The Court has reviewed the status report filed by the Plan Trustee on August 14, 2018. Dkt. 593. The post-confirmation status conference is continued to **January 15**, **2019, at 1:30 p.m.** Appearances are waived on August 28, 2018.

#### Party Information

Tuesday, April 13, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... ICPW Liquidation Corporation, a California corpora

**Chapter 11** 

**Debtor(s):** 

ICPW Liquidation Corporation, a

Represented By
Ron Bender
Krikor J Meshefejian
Monica Y Kim

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:18-12717 DAK Construction Corp.

Chapter 11

#6.00 Post-Confirmation hearing re chapter 11 plan of reorganization

fr. 9/10/19, 11/12/19; 1/22/20, 5/13/20, 7/13/20, 10/27/20, 2/2/20, 2/3/21

Docket 64

\*\*\* VACATED \*\*\* REASON: On 2/16/21, order granting motion for final decree and order closing case was entered.

# **Tentative Ruling:**

<u>Final Ruling for February 3, 2021:</u> As the Debtor has recently filed a motion for final decree, this status conference is continued to **April 13, 2021 at 1:30 p.m.** 

**Ruling for 10/27/20:** Continued to 2/2/21 at 1:30 p.m. Debtor to file and serve a notice of continued hearing.

**Ruling for July 13, 2020:** Continued to 10/27/20 at 1:30 p.m. Status report due no later than 10/13/20.

<u>Final Ruling for May 13, 2020:</u> Continued to 7/13/20 at 1:30 p.m. Debtor is required to file an updated status report no later than 6/29/20. Appearances waived.

#### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

**CONT... DAK Construction Corp.** 

Chapter 11

Ruling for January 22, 2020: The revised treatment of the plan does not materially affect the treatment of the creditors. Plan is confirmed. The Debtor shall upload an order that attaches the plan and the stipulations. The order on the plan should include the language from LBR 3020 about a post-confirmation status conference. Debtor may select a date for the status conference from the self-calendardates as posted on the website.

Ruling for 11/12/19: Continued to 1/22/20 at 1:30 p.m. File and serve any supplements by 1/8/20.

### **Party Information**

#### **Debtor(s):**

DAK Construction Corp.

Represented By Giovanni Orantes Luis A Solorzano

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:19-10066 Robert James Roon, II

Chapter 11

#7.00 Debtor's first amended disclosure statement

fr. 2/3/21

Docket 155

# **Tentative Ruling:**

# **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Debtor to file and serve an amended disclosure statement and plan, with redlines, by March 2, 2021. Debtor to also file a notice of continued hearing and that any objections are due by March 15, 2021.

#### **Party Information**

#### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:19-10066 Robert James Roon, II

Chapter 11

#8.00 Chapter 11 scheduling and case management conference

fr. 3/5/19; 4/30/19; 5/28/19, 8/14/19; 9/11/19, 12/11/19, 2/5/20, 3/17/20, 4/1/20; 5/13/20; 6/30/20, 10/1/20, 11/20/20, 12/9/20, 2/3/21

Docket 1

#### **Tentative Ruling:**

#### **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Ruling for December 9, 2020: A hearing on the disclosure statement is set for 2/3/21 at 1:30 p.m. Debtor must file and serve a notice of disclosure statement hearing no later than 12/14/20. The notice of the hearing must identify the docket numbers of the disclosure statement. The notice should also provide that objections are due no later than 1/20/21. The status conference is continued to 2/3/21 at 1:30 p.m. Updated status report is not required. Debtor must lodge a scheduling order.

Ruling for November 20, 2020: Continued to 12/9/20 at 1:30 p.m.

## **Ruling for 10/1/20:**

Continued to November 20, 2020 at 1:30 p.m. The Court will issue an OSC redismissal.

### Ruling for June 30, 2020

Continued to October 1, 2020 at 1:30 p.m. No new status report is required. The deadline for the Debtor to file a disclosure statement and plan is September 1, 2020.

**Ruling for April 1, 2020:** Continued to 5/13/20 at 1:30 p.m.

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Robert James Roon, II

Chapter 11

#### **April 1, 2020**

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (888-882-6878). Additional details are available by visiting their website: https://courtcall.com.

**Ruling for February 5, 2020:** Continued to 3/17/20 at 1:30 p.m. Court will issue an OSC re why this case should not be dismissed.

#### Ruling for December 11, 2019

Continued to February 5, 2020 at 1:30 p.m. The status report must be filed and served on January 22, 2020. The Court sanctions counsel \$150 for failing to file and serve a chapter 11 status report.

Ruling for 9/11/19: Debtor must lodge a scheduling order and continue s/c to 12/11/19 at 1:30 p.m. Debtor must file his plan and disclosure statement by 10/30/19 and may use 12/11/19 as the hearing on his disclosure statement.

### Ruling for August 14, 2019:

Continued to September 11, 2019 at 1:30 p.m.

#### **Ruling for May 28, 2019:**

Debtor shall file and serve a FRBP 9019 motion re: the two cash collateral stipulations. Debtor shall file a FRBP 2015.3 financial report re: Global Moto Outlet, Inc.

Continued to August 14, 2019 at 1:30 p.m. Debtor to file an updated status report on

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Robert James Roon, II

Chapter 11

July 31, 2019 addressing a timeline for a plan and disclosure statement.

<u>Ruling for 4/30/19</u>: Bar date amended to 6/28/19. Bar date notice to be served by 5/3/19. File and serve notice of continued status conference by 5/3/19. File amended status report with attached deed of trust no later than 5/10/19. If not done, the Court will dismiss the case. Continued to 5/28/19 at 1:30 p.m.

#### Ruling for March 5, 2019

The general bar date is May 10, 2019. Debtor to serve the bar date notice by March 15, 2019. Continued to April 30, 2019 at 1:30 p.m. Updated status report to be filed by April 16, 2019. Debtor to file and serve notice of the continued status conference.

#### **Party Information**

#### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:19-10910 Nilsa Quintana

Chapter 11

#9.00 Disclosure statement hearing regarding chapter 11 plan of reorganization

fr. 12/9/20; 1/19/21, 2/3/21

Docket 103

#### **Tentative Ruling:**

### **Ruling for February 3, 2021:**

Continued to April 13, 2021 at 1:30 p.m. By March 30, 2021 the Debtor is required to file either an amended disclosure statement and plan (to which any objections will be due by April 9, 2021) or a status report updating the Court re: the Debtor's condition.

Final Ruling for January 19, 2021: The Debtor has complied with the Court's instruction regarding notice. However, the Debtor has not yet filed a declaration in support of the disclosure statement. Therefore, this matter is continued to 2/3/21 at 1:30 p.m. The Debtor must file and serve a declaration in support of disclosure statement no later than 1/22/21. Appearances are waived for this hearing.

<u>Ruling for December 9, 2020:</u> Continued to 1/19/21 at 1:30 p.m. Serve amended notice on all creditors, including Wells Fargo, at the proof of claim address.

## **Party Information**

## **Debtor(s):**

Nilsa Quintana

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P Sanchez

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:19-10910 Nilsa Quintana

Chapter 11

#10.00 Chapter 11 scheduling and case management conference

fr. 6/11/19; 9/11/19, 10/23/19, 12/11/19, 1/22/20, 3/17/20, 5/13/20, 6/8/20, 9/2/20, 9/14/20. 11/10/20, 12/9/20; 1/19/21, 2/3/21

Docket 1

### **Tentative Ruling:**

#### Ruling for February 3, 2021:

Continued to April 13, 2021 at 1:30 p.m.

Ruling for December 9, 2020: Continued to 1/19/21 at 1:30 p.m.

<u>Final Ruling for November 10, 2020:</u> Continued to 12/9/20 at 1:30 to trail the hearing on the disclosure statement. Debtor should file and serve a notice of continued hearing no later than 11/17/20. No updated status report is required.

**Ruling for 9/14/20:** Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve a notice of continued hearing. No updated status report is required for the continued status conference.

Ruling for June 8, 2020: Deadline to file plan and disclosure statement is 7/31/20. Continued to 9/2/20 at 1:30 p.m. This date may also be used for disclosure statement hearing if there's at least 42 days notice of the hearing.

### **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30

## May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

### CONT... Nilsa Quintana

Chapter 11

Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Final Ruling for March 17, 2020: The chapter 11 status conference is continued to 5/13/20 at 1:30 p.m. Also, the evidentiary hearing which is currently scheduled for 3/31/20 at 10:00 a.m. is continued as a status conference to 5/13/20 at 1:30 p.m. Appearances for the 3/17/20 status conference are waived.

Ruling for January 22, 2020: Continued to 3/17/20 at 1:30 p.m. No new status report is required. However, the parties may file a status report to update the Court.

Ruling for 12/11/19: Cont. to 1/22/20 at 1:30 p.m. Court will do the order continuing the matter. All parties must be present at the continued hearing.

Ruling for 10/23/19:

Continued to December 11, 2019 at 1:30 p.m.

Ruling for 9/11/19: Cont. to 10/23/19 at 1:30 p.m. No new status report needed. Debtor must file and serve notice of continued status conference.

### Ruling for June 11, 2019:

The chapter 11 status conference is continued to September 11, 2019 at 1:30 pm. Appearances on June 11, 2019 are excused.

The debtor shall promptly lodge an order: (i) establishing August 23, 2019 as the general bar date in this case, (ii) directing the debtor to serve notice of the bar date on the required local form no later than June 21, 2019; and (iii) establishing September 27, 2019 as the deadline to file a chapter 11 plan and disclosure statement.

Tuesday, April 13, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

## **CONT...** Nilsa Quintana

**Chapter 11** 

The debtor also shall file and serve on all creditors a notice of continued chapter 11 status conference.

## **Party Information**

## **Debtor(s):**

Nilsa Quintana

Represented By Lionel E Giron

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:20-10502 Ross Friedman

Chapter 11

#11.00 Confirmation hearing of second amended subchapter V plan

fr. 2/16/21, 3/2/21, 3/5/21

Docket 211

## **Tentative Ruling:**

### Ruling for March 5, 2021:

Debtor to file and serve a 2d Amended Plan by March 22, 2021. Debtor to file and serve written notice of the plan confirmation hearing, ballot deadline and objection deadline by March 22, 2021. Ballots and objections to the 2d Amended Plan due by April 6, 2021. Debtor's response to any such objections and all evidence in support of confirmation due by April 12, 2021.

#### **Tentative Ruling for March 5, 2021:**

Debtor shall be prepared to address the following:

- 1. What treatment is provided for in the Amended Plan for Proof of Claim #17 (Lionel Levin, Esq.; unsecured priority claim for \$22,800)? If POC #17 is a member of Class 1(a), the Amended Plan needs to say that. Is Levin being paid directly on account of POC #17 or does the Debtor propose to pay Larissa Soltanova Friedman ("Larissa") on behalf of Levin and, if so, has Levin consented to this arrangement? If Levin has not consented, and is a member of Class 1(a), the class appears to be impaired.
- 2. Why does the Amended Plan characterize Classes 2, 2(a) and 2(b) as "secured?" Only claims secured by collateral in which the estate holds an interest can be deemed secured. 11 U.S.C. § 506(a). If 123 Ramona, LLC and 801 Vendome, LLC own the real properties securing these obligations, the claims are unsecured.
- 3. Why does the Amended Plan create a current obligation to pay what appear to be contingent guaranty claims in Class 2? It is unclear what the facts are

Tuesday, April 13, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

# CONT... Ross Friedman Chapter 11

regarding the guaranty claims in favor of Axos Bank fka BOFL ("Axos") asserted in Proofs of Claim #12, #13 and #15. POC #12 and #13 include a written guaranty from the Debtor of the principal obligations of 123 Ramona, LLC. POC #15 asserts it is a guaranty from the Debtor of the principal obligation of 801 Vendome, LLC but no written guaranty is attached to POC #15. The Amended Plan appears to describe all of these guaranty claims as contingent. If the claims are contingent, why does the Amended Plan require the Debtor – as opposed to the principal obligors – to make current payments to Axos? If the principal obligors are current on these debts, why would the Debtor be required to make payments to Axos on the same debts?

Why does the Amended Plan characterize Class 2 as "unimpaired?" In the 9<sup>th</sup> Circuit, any alteration of a creditor's rights, including enhancement of such rights, constitutes impairment. *In re L & J Anaheim Assocs.*, 995 F.2d 940, 942–43 (9th Cir. 1993). To the extent the Amended Plan enhances Axos' rights on contingent guaranty claims, Class 2 is impaired.

- 4. Why does the Amended Plan characterize Class 3 as "unimpaired" if no postpetition interest is paid to members of this class? The rule in the 9<sup>th</sup> Circuit is that unsecured creditors of a solvent debtor must be paid postpetition interest (at no less than the federal post-judgment rate) to be deemed unimpaired. *In re Cardelucci*, 285 F.3d 1231, 1233–34, 1236 (9th Cir. 2002). See also, *In re Cuker Interactive*, *LLC*, 622 B.R. 67, 71 (Bankr. S.D. Cal. 2020); *In re PG&E Corp.*, 610 B.R. 308, 312-13, 315 (Bankr. N.D. Cal. 2019), *leave to appeal denied sub nom. Ad Hoc Comm. of Holders of Trade Claims v. PG&E Corp.*, 614 B.R. 344 (N.D. Cal. 2020). The Amended Plan does not mention the payment of any postpetition interest to Class 3, therefore it is impaired.
- 5. What claims are members of Class 3? The Amended Plan does not direct the reader to an exhibit listing all of the creditors included in Class 3. Claims listed on the Debtor's Schedule F which are not listed as contingent or unliquidated or disputed are deemed prima facie valid. Fed. R. Bankr. P. 3003(b)(1). The following claims from Debtor's Schedule F are deemed allowed but do not appear to be accounted for in the Amended Plan:

Tuesday, April 13, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Ross Friedman

Chapter 11

Michael Kliman	\$100,000
Michael Warsavsky	\$12,000
Adil Friedman	\$150,000

- 6. Why does the Amended Plan assert that Class 3 will be paid "100%"? It appears that the amount of claims in Class 3 is at least \$345,967.45, excluding accrued postpetition interest. The Amended Plan provides for only \$83,967.45 in payments to Class 3.
- 7. Will the Debtor cure any amounts owing under the CCAP / Santander auto lease? The Errata to the Amended Plan states the Debtor will be assuming this lease at confirmation. Proof of Claim #4 filed by CCAP asserts a default amount of \$594.88 as of the Petition Date. The Debtor must cure any monetary defaults under the lease as a condition of assumption. 11 U.S.C. § 365(b)(1)(A). The Amended Plan needs to state the amount of any cure so that all parties in interest can assess the feasibility of the Amended Plan.
- 8. Is the Debtor rejecting the auto lease with Mercedes Benz Financial Services listed on Schedule G? If so, does the Amended Plan need to fix a bar date for filing a rejection damages claim? Although the Debtor's declaration mentions that he "turned in the Mercedes," the Amended Plan does not appear to address whether this lease was (or will be) rejected.
- 9. Why is paragraph 8.08 "Retention of Jurisdiction" left blank?
- 10. The March 1, 2021 Stipulation Regarding Debtor's Amended Plan of Reorganization between the Debtor and Axos appears to be an untimely reaffirmation agreement. See Fed. R. Bankr. P. 4008(a) ("A reaffirmation agreement shall be filed no later than 60 days after the first date set for the meeting of creditors under § 341(a) of the Code"). Did Axos otherwise comply with Bankruptcy Code section 524(c)(2) and (k)? Will Debtor's counsel be filing the declaration required by Bankruptcy Code section 524(c) (3)?

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Ross Friedman

Chapter 11

Ruling for November 20, 2020: Continued to February 16, 2021 at 1:30 p.m. Objections to be filed by February 2, 2021. Debtor to give notice to all creditors, including those listed on the record as having not been served, with notice of the continued hearing and notice of the objection deadline.

## **Party Information**

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

### **1:20-10502** Ross Friedman

Chapter 11

#12.00 Status conference re chapter 11 subchapter V voluntary petition Individual

fr. 4/28/20, 9/2/20, 9/14/20, 10/1/20, 11/20/20, 2/16/21, 3/2/21, 3/5/21

Docket 1

### **Tentative Ruling:**

Ruling for November 20, 2020: Continued to 2/16/21 at 1:30 p.m.

### **Ruling for October 1, 2020:**

Tentative adopted.

### **Tentative Ruling on October 1, 2020**

Continued to November 20, 2020 at 1:30 p.m.. No new status report required as the confirmation hearing is set for the same date and time. Appearances on October 1, 2020 waived.

Ruling for 4/28/20: Debtor's counsel should lodge an order providing for the following: Bar date is set for 6/19/20; Notice of bar date should be filed by 5/1/20. Deadline to file plan and disclosure statement is 7/20/20. Debtor should file objections to claims by 7/10/20. Status conference continued to ??? (Court will do an order with continued status conf date.)

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Tuesday, April 13, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Ross Friedman Chapter 11

**Party Information** 

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

Trustee(s):

Andrew W. Levin (TR) Pro Se

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#13.00 Confirmation hearing re chapter 11 small business plan subchapter V voluntary petition individual

fr. 2/3/21(stip)

Docket

\*\*\* VACATED \*\*\* REASON: Order approving stipulation to continue hearing to 6/15/21 at 1:30 p.m. entered on 3/9/21.

151

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Jay B. Reznick Represented By

James R Selth Daniel J Weintraub Crystle Jane Lindsey

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#14.00 Status conference re chapter 11 subchapter V voluntary petition individual

fr. 6/30/20, 9/2/20, 9/14/20; 11/10/20, 12/9/20; 2/3/21(stip)

Docket

\*\*\* VACATED \*\*\* REASON: Order approving stipulation to continue hearing to 6/15/21 at 1:30 p.m. entered on 3/9/21.

### **Tentative Ruling:**

Ruling for December 9, 2020: Continued to 2/3/21 at 1:30 p.m. Debtor should lodge an order setting forth the confirmation schedule.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. No later than 11/4/20, Debtor should file a proposed timeline for holding confirmation hearing, as well as additional deadlines. All other interested parties can respond by 11/9/20. Debtor should file and serve a notice of continued status conference with those dates. It should be served on the trustee, UST, 20 largest, and secured creditors.

### Ruling for June 30, 2020

Continued to September 2, 2020 at 1:30 p.m. Debtor to file and serve a notice of continued status conference. Debtor to file and serve an updated status report by August 28, 2020.

#### **Party Information**

#### **Debtor(s):**

Jay B. Reznick

Represented By
James R Selth
Daniel J Weintraub
Crystle Jane Lindsey

Tuesday, April 13, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Jay B. Reznick

**Chapter 11** 

**Trustee(s):** 

Gregory Kent Jones (TR)

Pro Se

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:20-11358 Jaguar Distribution Corp.

Chapter 11

#15.00

Hearing on court's own motion to reconsider approval of stpulation resolving United States trustee's objection to application by debtor to employ Greg M. Siegel, CPA, CFP, as its tax accountant [dkt 161] and [163]

Docket 161

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Jaguar Distribution Corp.

Represented By
Zev Shechtman
John N Tedford IV
Michael G D'Alba

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:20-11776 E.B.J.T. Enterprise, LLC

Chapter 11

#16.00 Debtor's application to employ Matthew Abbasi and

Abbasi Law Corporation as general insolvency counsel

Docket 65

\*\*\* VACATED \*\*\* REASON: Order entered 3/30/21 vacating hearing.

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

E.B.J.T. Enterprise, LLC

Represented By Matthew Abbasi

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#17.00 Application to employ Brutzkus Gubner as trustee's

general counsel effective January 19, 2021

Docket 64

**Tentative Ruling:** 

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure

**Trustee(s):** 

Diane C Weil (TR) Represented By

David Seror Tamar Terzian

Tuesday, April 13, 2021

**Hearing Room** 

303

1:30 PM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#18.00 Status conference re chapter 11 voluntary petition non-individual

fr. 2/3/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 4/28/21 at 10:00 a.m. per order entered on 4/5/21 [dkt 87]

### **Tentative Ruling:**

## **Ruling for February 3, 2021:**

Bar Date is March 31, 2021. Bar Date Notice to be be served by February 17, 2021. The deadline to file a plan and disclosure statement in docket no. 1 is vacated. The new deadline is April 30, 2021. Debtor to lodge a scheduling order. Status conference continued to April 13, 2021 at 1:30 p.m. An updated status report is due by April 6, 2021.

### **Party Information**

#### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Thursday, April 15, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:00- Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1604611770

ZoomGov meeting number: 160 461 1770

**Password: 750015** 

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Thursday, April 15, 2021

**Hearing Room** 

303

1:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01048 Ismail v. Goldman et al

#1.00 Status conference

#### **COUNTER CLAIM**

Jasmin Ismail, Counter-Claimant,

VS.

Nicole Goldman, an individual, Counter-Defendant

fr. 6/27/19 @1:30 p.m; 6/27/19, 9/12/19; 11/14/19, 12/12/19, 2/6/20; 5/14/20(stip), 9/24/20; 1/7/21, 1/8/21, 2/4/21

Docket 1

# **Party Information**

### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se

Todd Harris Goldman Pro Se

Ostrich House, LLC Pro Se

**Plaintiff(s):** 

Jasmin Ismail Represented By

Michael D Sobkowiak

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein

Thursday, April 15, 2021 Hearing Room 303

<u>1:30 PM</u>

CONT... Todd Harris Goldman Chapter 7

Jorge A Gaitan

Thursday, April 15, 2021

**Hearing Room** 

303

1:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01120 Seror v. Goldman et al

#2.00 Status conference re complaint for: recovery of money/property and

fr. 5/14/20 (stip); 9/24/20; 1/7/21. 1/8/21, 2/4/21

Docket

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 4/6/21. Hearing continued to 6/17/21 at 2:30 PM.

## **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se

Jasmin Ismail Pro Se

Ostrich House LLC, an Ohio limited Pro Se

**Plaintiff(s):** 

David Seror Represented By

Jorge A Gaitan

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan

Thursday, April 15, 2021

**Hearing Room** 

303

1:30 PM

### 1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:20-01118 Seror v. Goldman et al

#3.00 Status conference re amended complaint for:

- 1) Declaratory relief
- 2) Avoidance of fraudulent transfers with actual intent [11 USC. §§ 544(b)]
- 3) Avoidance of fraudulent transfers with actual intent [11 USC.§548(a)(1)(A)]
- 4) Avoidance of constructively fraudulent transfers
- 5) Recovery and preservation of avoided transfers
- 6) Conversion
- 7) Turnover
- 8) Accounting
- 9) Injunctive relief

fr. 2/18/21

Docket 5

### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

#### **Defendant(s):**

Todd Harris Goldman Pro Se

Maya Hamblet Pro Se

Matthew Roch Argall Pro Se

Roy Revivo Pro Se

Andrew Goldman Pro Se

David & Goliath, Inc. Pro Se

Nerf Pong Productions, LLC Pro Se

The Ross Art Group Inc. Pro Se

Thursday, April 15, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Todd Harris Goldman

Chapter 7

Quality Art Auctions, Inc. Pro Se

**Plaintiff(s):** 

David Seror Represented By

Annie Y Stoops Aram Ordubegian

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov

**Monday, April 19, 2021** 

**Hearing Room** 

201

10:00 AM

9: - Chapter 0

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1614830491

ZoomGov meeting number: 161 483 0491

**Password:** 665771

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

**Monday, April 19, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

**#1.00** HearingRE: [394] Application to Employ ONYX ASSET ADVISORS, LLC AND

RABIN WORLDWIDE, INC. as Sales Agent

Docket 394

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Monday, April 19, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#2.00 Hearing

RE: [397] Notice of Motion and Motion to Restrict White Winston From Credit Bidding Pursuant To § 363(k) at Proposed Sale of Debtors Assets and Request to Exceed Page Limit; Memorandum of Points and Authorities; and Proof of Service

Docket 397

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

**Monday, April 19, 2021** 

**Hearing Room** 

201

10:00 AM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#3.00

HearingRE: [395] Motion For Sale of Property of the Estate under Section 363(b) - No Fee NOTICE OF MOTION AND MOTION OF DEBTOR FOR ENTRY OF AN ORDER 1) APPROVING FORM OF ASSET PURCHASE AGREEMENT; 2) APPROVING AUCTION SALE FORMAT AND BIDDING PROCEDURES; 3) SETTING AN AUCTION AND HEARING TO APPROVE SALE TO THE WINNING BIDDER; AND 4) APPROVING RELATED RELIEF

Docket 395

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Courtroom 201 Calendar

**Monday, April 19, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

**#4.00** Hearing

RE: [423] Motion to Convert Case From Chapter 11 to 7. - Notice Of Motion And Motion To Convert Debtor's Chapter 11 Case To Chapter 7; Memorandum Of Points And Authorities LLC (Karasik, Eve)

Docket 423

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Jeffrey D Sternklar

Juliet Y Oh

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

**Monday, April 19, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#5.00 Hearing

RE: [434] Motion to Continue Hearing On (related documents 394 Application to Employ, 395 Motion to Sale of Property of the Estate under Section 363(b) - No Fee, 397 Generic Motion) - Motion To Continue Hearings On Debtor's Sale Motions And Application; Declaration Of Robert P. Mahoney In Support Thereof

Docket 434

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Jeffrey D Sternklar

Juliet Y Oh

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, April 21, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1600021926

ZoomGov meeting number: 160 002 1926

**Password:** 363023

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1614141286

ZoomGov meeting number: 161 414 1286

**Password:** 229979

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-10178 Nava Enterprise, Inc

Chapter 12

#1.00 Hearing

RE: [229] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Ford F-150, VIN: 1FTEW1EG2GFA47277. (Ith, Sheryl)

Docket

229

\*\*\* VACATED \*\*\* REASON: APO signed 4/22/21.

**Tentative Ruling:** 

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

**Movant(s):** 

Ford Motor Credit Company LLC Represented By

Jennifer H Wang Sheryl K Ith

Trustee(s):

Wesley H Avery (TR)

Represented By

Tamar Terzian Larry W Gabriel

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

## 9:20-10954 Whittaker Bradley

Chapter 7

#2.00 HearingRE: [41] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: N 2016 PACIFIC CO 27 FBX, VIN NO. 5UYRN342XGR020665 with Exhibits and Proof of Service. (Zahradka, Robert)

Docket 41

## **Tentative Ruling:**

## **Tentative Ruling for April 26, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than May 3, 2021.

### **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

Movant(s):

Bank of America, N.A. Represented By

Robert P Zahradka

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#3.00 Hearing

RE: [119] Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: JAKKS Pacific, Inc., et al. v. CitCo Enterprises, Inc., Caesar Ho; 20STCV07934. (Laurin, Paul)

Docket 119

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to 1:30 p.m. on today's calendar.

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

JAKKS Pacific, Inc., JAKKS Sales, Represented By

Paul J Laurin

Trustee(s):

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

**#4.00** Hearing

RE: [389] Amended Motion (related document(s): 388 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 560 E. Betteravia Blvd., Santa Maria, CA 93454 and Proof of Service. filed by Creditor SANTA MARIA EXCHANGE PARTNERS) with Proof of Service

Docket 389

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to 1:30 p.m. on today's calendar.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

SANTA MARIA EXCHANGE Represented By

Gordon G May

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#5.00 Hearing

RE: [408] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Brewing Equipment .

Docket 408

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to 1:30 p.m. on today's calendar.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Tank2Tap, LLC Represented By

Ryan D Zick

Trustee(s):

Moriah Douglas Flahaut (TR) Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

**9:21-10126** Troy Russell Hale

Chapter 7

#6.00

HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Dodge Durango, VIN: 1C4SDHCT5KC598735. (Ith, Sheryl)

Docket 8

### **Tentative Ruling:**

<u>Tentative Ruling for April 26, 2021:</u> Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than May 3, 2021.

### **Party Information**

**Debtor(s):** 

Troy Russell Hale Represented By

Steven Trolard

Movant(s):

Santander Consumer USA Inc. dba Represented By

Sheryl K Ith

**Trustee(s):** 

Jerry Namba (TR) Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:00 AM

9:21-10205 Janet Horario Morante

Chapter 7

#7.00 HearingRE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Lexus RX 450h. (Martinez, Kirsten)

Docket 9

## **Tentative Ruling:**

<u>Tentative Ruling for April 26, 2021:</u> Grant. Debtor filed a declaration of non-opposition; appearances waived. The moving party shall lodge a conforming order no later than May 3, 2021.

## **Party Information**

**Debtor(s):** 

Janet Horario Morante Represented By

Eric Ridley

**Movant(s):** 

Toyota Lease Trust, as serviced by Represented By

Kirsten Martinez

Trustee(s):

Jerry Namba (TR) Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

10:30 AM

### 9:21-10412 Orcutt Rancho, LLC

Chapter 11

#7.10 HearingRE: [6] Emergency motion, Motion for Authority to Obtain Credit Under Section 364(b), Rule 4001(c) or (d) Emergency Motion for Interim and Final Orders: (I) Authorizing Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Claims; (III) Granting Adequate Protection to Prepetition Secured Creditors; (IV) Modifying the Automatic Stay; and (V) Granting Related Relief

Docket 6

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Orcutt Rancho, LLC Represented By

Brett A Axelrod

Movant(s):

Orcutt Rancho, LLC Represented By

Brett A Axelrod

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:18-11786 Steven Gregory Ow

Chapter 11

#8.00 CONT'D Confirmation Hearing RE: Chapter 11 Plan of Reorganization

FR. 2-10-21 FR. 3-17-21

Docket 195

## **Tentative Ruling:**

Ruling for February 10, 2021: Continued to 3/17/21 at 1:30 p.m. Ballot deadline is 3/3/21. Brief and ballot tabulation due 3/10/21. Debtor to file a notice of continuance with the following deadlines noted. No new status report is required.

### **Party Information**

### **Debtor(s):**

Steven Gregory Ow

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

**9:18-11786 Steven Gregory Ow** 

Chapter 11

#9.00 CONT'D Chapter 11 Status Conference

FR. 8-16-19, 11-20-19, 2-10-20, 3-25-20, 5-20-20, 8-5-20, 9-16-20, 12-4-20, 2-10-21
FR. 3-17-21

Docket 1

## **Tentative Ruling:**

Ruling for February 10, 2021: Continued to 3/17/21 at 1:30 p.m.

#### Ruling for December 4, 2020:

Continued to February 10, 2021 at 1:30 p.m. No new status report is required.

Ruling for September 16, 2020: Continued to 12/16/20 at 1:30. Deadline to file plan and disclosure statement is 10/16/20. Debtor may calendar a hearing on the disclosure statement for 12/16/20 at 1:30 p.m. An updated status report is not required.

#### **Ruling for 8/5/20:**

Continued to 9/16/20 at 1:30 p.m. Debtor to file and serve a notice of continued status conference.

**Ruling for 2/10/20:** Continued to 3/25/20 at 1:30. Updated status report requirement is waived.

### Ruling for November 20, 2019:

Continued to February 10, 2020 at 1:30 p.m. No updated status report is required. The deadline for the Debtor to file his plan and disclosure statement is extended to December 13, 2019.

Ruling for 8/16/19: Continued to 11/20/19 at 1:30 p.m. The bar date is set for

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

**CONT...** Steven Gregory Ow

**Chapter 11** 

10/25/19. The notice of bar date should be mailed by 8/23/19. The plan and disclosure statement should be filed by 11/22/19.

# **Party Information**

## **Debtor(s):**

Steven Gregory Ow

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia

**Monday, April 26, 2021** 

**Hearing Room** 

201

<u>1:30 PM</u>

9:19-10981 ProUsys, Inc.

**Chapter 11** 

#10.00 Post Confirmation Status Hearing

Docket 160

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

ProUsys, Inc.

Represented By Reed H Olmstead

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-10178 Nava Enterprise, Inc

Chapter 12

#11.00 Confirmation Hearing

RE: Amended Chapter 12 Plan

Docket 232

## **Tentative Ruling:**

### Ruling for March 17, 2021:

The Court sets the following confirmation schedule:

Confirmation hearing 4/26/21 @ 1:30 p.m.

Debtor to file and serve written notice and 3d amended plan on all creditors by 3/22/21

Objections to confirmation to be filed & served by 4/12/21

Debtor to file and serve its confirmation brief and all evidence in support of

confirmation by 4/19/21

## **Party Information**

#### **Debtor(s):**

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

### **Trustee(s):**

Wesley H Avery (TR) Represented By

Tamar Terzian Larry W Gabriel

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-10178 Nava Enterprise, Inc

Chapter 12

#12.00 CONT'D Status Hearing on Confirmation of Chapter 12 Plan

FR. 9-30-20, 12-4-20, 1-20-21, 1-27-21, 3-17-21

Docket 132

\*\*\* VACATED \*\*\* REASON: Confirmation hearing set for 4/26/21

### **Tentative Ruling:**

### Ruling for March 17, 2021:

The Court sets the following confirmation schedule:

Confirmation hearing 4/26/21 @ 1:30 p.m.

Debtor to file and serve written notice and 3d amended plan on all creditors by 3/22/21

Objections to confirmation to be filed & served by 4/12/21

Debtor to file and serve its confirmation brief and all evidence in support of confirmation by 4/19/21

#### Ruling for February 2, 2021

Debtor to file a 3d amended plan by February 26, 2021. Status conference continued to March 17, 2021 at 1:30

### Ruling for December 4, 2020:

Debtor to file an amended plan by January 15, 2021.

Continued status conference on the plan on January 20, 2021 at 1:30 p.m. Trustee to lodge a scheduling order.

#### **Party Information**

#### **Debtor(s):**

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

#### Trustee(s):

Wesley H Avery (TR) Represented By

Tamar Terzian Larry W Gabriel

4/26/2021 8:21:38 AM

Page 15 of 31

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

**#12.10** Hearing

RE: [135] Motion to Continue Hearing On (related documents 132 Motion for order confirming chapter 11 plan) Debtor's Second Amended Plan of Reorganization

Docket 135

### **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

JAKKS Pacific, Inc., JAKKS Sales, Represented By

Paul J Laurin

**Trustee(s):** 

**Monday, April 26, 2021** 

**Hearing Room** 

201

<u>1:30 PM</u>

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#13.00 Confirmation Hearing

RE: [111] Second Amended Plan of Reorganization for Small Business Under

Chapter 11, Subchapter V

Docket 111

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

**Trustee(s):** 

Monday, April 26, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

**#13.10** Hearing

RE: [119] Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: JAKKS Pacific, Inc., et al. v. CitCo Enterprises, Inc., Caesar Ho; 20STCV07934. (Laurin, Paul)

Docket 119

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

JAKKS Pacific, Inc., JAKKS Sales, Represented By

Paul J Laurin

**Trustee(s):** 

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#14.00 CONT'D Status Conference

RE: [65] Chapter 11 Subchapter V Plan of Reorganization

FR. 1-13-21, 3-10-21

Docket 65

\*\*\* VACATED \*\*\* REASON: Confirmation hearing set for 1:30 p.m. on 4/26/21

## **Tentative Ruling:**

#### Ruling for January 13, 2021:

The Court sets the following confirmation schedule:

Confirmation hearing -- March 10, 2021 @ 1:30 p.m.

Deadline for objections to confirmation -- February 25, 2021.

Deadline for Debtor to file its brief, and all necessary evidence, in support of confirmation -- March 3, 2021.

Debtor to file an amended plan by January 27, 2021.

Debtor to file and serve notice & the amended plan on all creditors by January 27, 2021.

#### Ruling for October 7, 2020:

The Court sets a bar date of November 23, 2020, with notice of the bar date to be filed and served on all creditors by October 14, 2020. The deadline for the Debtor to file its disclosure statement is extended to December 16, 2020. The status conference is continued to January 13, 2020 at 1:30 p.m. The Debtor shall serve written notice, including the specific zoom connection information, on all creditor with the bar date notice.

#### **Party Information**

#### **Debtor(s):**

Citco Enterprises, Inc.

Represented By Michael Jay Berger

Monday, April 26, 2021 Hearing Room 201

<u>1:30 PM</u>

CONT... Citco Enterprises, Inc. Chapter 11

**Trustee(s):** 

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#15.00 Hearing RE: [411] Motion to Allow Claim Notice of Motion and Motion for Allowance

and Payment of Administrative Claim

Docket 411

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#16.00

HearingRE: [428] Motion to Extend Time for Debtor to Assume or Reject Non-Residential Real Property Leases and Notice of Motion; Memorandum of Points and Authorities

Docket 428

### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#16.10 Hearing

RE: [408] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Brewing Equipment .

Docket 408

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

Courtroom 201 Calendar

**Monday, April 26, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

**#16.20** Hearing

RE: [389] Amended Motion (related document(s): 388 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 560 E. Betteravia Blvd., Santa Maria, CA 93454 and Proof of Service. filed by Creditor SANTA MARIA EXCHANGE PARTNERS) with Proof of Service

Docket 389

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

SANTA MARIA EXCHANGE Represented By

Gordon G May

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

2:30 PM

## 9:18-10815 Bridgette Allison Payton

Chapter 7

Adv#: 9:18-01046 Diversified Engineering of Westlake, Inc v. Payton et al

#17.00 CONT'D Status conference re complaint for:

- (1) false pretenses, false representation, actual fraud
- (2)dischargeability 523(a)(4)
- (3) fraud as fiduciary, embezzlement, larceny
- (4)dischargeability 523(a)(6)
- (5)willful and malicious injury
- (6)Objection / revocation of discharge 727(c),(d),(e)))

FR. 11/28/18, 2/25/19, 5/22/19, 9/12/19, 12/12/19, 4/15/20, 7/1/20, 9/16/20, 1/20/21, 2/2/21

Docket 1
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

Final Ruling for April 26, 2021: The Plaintiff has complied with the Court's March 31, 2021 order which required the Plaintiff to file and serve a notice of intent to dismiss section 727 claim in the main case. There were no objections filed. Plaintiff shall lodge an order of dismissal of all claims no later than May 3, 2021. Appearances are waived.

Ruling for February 2, 2021: Continued as a pretrial conference to 4/7/21 at 2:30 p.m.

Ruling for September 16, 2020: Continued to 1/20/21 at 2:30 p.m. Plaintiff should file and serve a notice of continued hearing.

**Ruling for July 1 2020:** Continued to 9/16/20 at 2:30 p.m.

Ruling for 4/15/20: Continued to 7/1/20 at 2:30 p.m. The parties may use this date for a case dispositive motion. This will be a video hearing. Parties should lodge an agreed form of order regarding relevant dates.

**Monday, April 26, 2021** 

**Hearing Room** 

201

2:30 PM

**CONT...** Bridgette Allison Payton

Chapter 7

## **April 15, 2020**

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866)582-6878. Additional details are available by visiting their website: https://courtcall.com.

**Ruling for 12/12/19:** Cont. to 4/15/20 at 1:30 p.m. Parties should file an updated joint status report 14 days before the hearing.

Ruling for 9/12/19: The deadline for the completion of discovery and the filing of case dispositive motions is extended to 2/28/20. Continued to 12/12/19 at 1:30 p.m. The parties may appear telephonically. No new status report is required.

### **Ruling for May 22, 2019:**

The status conference is continued to September 12, 2019 at 1:30 p.m. in Woodland Hills; the parties may appear telephonically. The parties shall file a brief joint status report prior to the continued status conference. The last day for discovery to be completed, inclduing receiving responses to discovery requests, is December 6, 2019. The last day to join other parties and to amend pleadings is December 6, 2019. The last day for case dispositive pre-trial motions to be filed and served is January 30, 2020.

Ruling for November 28, 2018: Amended complaint must be filed no later than January 14, 2019. Answer must be filed no later than February 13, 2019. The status conference is continued to February 25, 2019 at 2:00 p.m. No updated status report is required.

#### **Party Information**

#### **Debtor(s)**:

Bridgette Allison Payton

Represented By
Patrick T Green

4/26/2021 8:21:38 AM

Page 26 of 31

# United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Monday, April 26, 2021 Hearing Room 201

2:30 PM

CONT... Bridgette Allison Payton Chapter 7

**Defendant(s):** 

Bridgette Payton Represented By

Patrick T Green

Roy Mendoza Represented By

Patrick T Green

**Joint Debtor(s):** 

Roy Esteban Mendoza Represented By

Patrick T Green

**Plaintiff(s):** 

Diversified Engineering of Westlake, Represented By

Larry D Webb

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

2:30 PM

9:19-11692 Ragsdale F Panopio

Chapter 7

Adv#: 9:20-01046 Serobian v. Panopio

#18.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01046. Complaint by Lilia Serobian against Ragsdale F Panopio. false pretenses, false representation, actual fraud)),(65 (Dischargeability - other)) (Khojayan, Vahe)

FR. 10-21-20, 12-4-20, 1-13-21, 3-10-21

Docket 1

## **Tentative Ruling:**

**Ruling for March 10, 2021:** Continued to 4/26/21 at 2:30. The Court does not require an updated status report.

#### **Ruling for January 13, 2021:**

Continued to March 10, 2021 at 2:30 p.m.

Ruling for October 21, 2020: Continued to 12/16/20 at 2:30 p.m. Status report due by 12/2/20. Defendant's answer is due by 11/30/20.

#### **Party Information**

**Debtor(s):** 

Ragsdale F Panopio Represented By

Matthew D. Resnik John K Rounds

**Defendant(s)**:

Ragsdale F Panopio Represented By

John K Rounds

**Plaintiff(s):** 

Lilia Serobian Represented By

Vahe Khojayan

Monday, April 26, 2021 Hearing Room 201

2:30 PM

CONT... Ragsdale F Panopio Chapter 7

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

**Monday, April 26, 2021** 

**Hearing Room** 

201

2:30 PM

9:20-10108 Aldo Sosa

Chapter 7

Adv#: 9:20-01052 McBeth v. Sosa

#19.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01052. Complaint by Sandra K. McBeth against Edgar Sosa. (\$350.00 Fee Charge To Estate). Nature of Suit: (31 (Approval of sale of property of estate and of a co-owner - 363(h))) (Torres, Felicita)

FR. 11-18-20, 1-20-21, 2-2-21, 4-7-21

Docket 1

## **Tentative Ruling:**

Ruling for April 7, 2021: Continued to 4/26/21 at 2:30 p.m. Joint status report must be filed by 4/22/21.

### **Ruling for February 2, 2021**

Continued to April 7, 2021 @ 2:30 p.m. **Appearances waived for February 2, 2021**. The trustee shall lodge both an order granting her motion for default judgment and a proposed judgment.

### **Party Information**

**Debtor(s):** 

Aldo Sosa Represented By

Bernal P Ojeda

**Defendant(s):** 

Edgar Sosa Represented By

Bernal P Ojeda

Plaintiff(s):

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

4/26/2021 8:21:38 AM Page 30 of 31

Monday, April 26, 2021			Hearing Room	201
2:30 PM CONT	Aldo Sosa	Felicita A Torres	Cha	pter 7

Tuesday, April 27, 2021

**Hearing Room** 

303

10:00 AM

1:00- Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1608196760

ZoomGov meeting number: 160 819 6760

Password: 052415

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Tuesday, April 27, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#1.00 Motion for relief from stay [RP]

TRIUMPH CAPITAL PARTNERS, LLC

fr. 3/23/21

Docket 50

\*\*\* VACATED \*\*\* REASON: continued to 4/28/21 at 10:00 a.m. per order entered on 4/5/21 [dkt 87]

## **Party Information**

### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Tuesday, April 27, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11581 Gateway Four, LP

Chapter 11

#1.10 Motion for relief from stay [RP]

SAM LAMONICA

Docket 311

## **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Tuesday, April 27, 2021

**Hearing Room** 

303

11:00 AM

1:13-13907 Valley Aire, Inc.

Chapter 7

#2.00 Trustee's final report and applications for compensation

fr. 3/23/21

Docket 68

\*\*\* VACATED \*\*\* REASON: continued to 5/11/21 at 11:00 a.m. per order entered on 4/16/21 doc [79]

## **Party Information**

**Debtor(s):** 

Valley Aire, Inc. Represented By

Michael R Totaro

**Trustee(s):** 

Diane C Weil (TR) Represented By

Natella Royzman

Tuesday, April 27, 2021

**Hearing Room** 

301

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#3.00 Confirmation hearing re second amended chapter 11 small business plan

fr. 2/3/21, 3/23/21, 4/2/21

Docket 116

## **Party Information**

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

John-Patrick McGinnis Fritz (TR)

Pro Se

Tuesday, April 27, 2021

**Hearing Room** 

303

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#4.00 Status conference re: chapter 11 subchapter V voluntary

petition non-individual

9/2/20, 9/14/20; 9/22/20; 10/27/20, 2/16/21, 3/23/21,

4/2/21

Docket 1

## **Party Information**

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

John-Patrick McGinnis Fritz (TR)

Pro Se

Tuesday, April 27, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10489 80X3 Corp

**Chapter 11** 

#5.00 Status conference re chapter 11 voluntary petition non-individual

Docket 1

# **Party Information**

**Debtor(s):** 

80X3 Corp

Represented By Stephen L Burton

Tuesday, April 27, 2021

**Hearing Room** 

303

1:30 PM

1:21-10495 Vali Kermani-Arab and Pari Farhang Kermani

Chapter 11

#6.00 Status conference re chapter 11 voluntary petition individual

Docket 1

# **Party Information**

**Debtor(s):** 

Vali Kermani-Arab Represented By

Matthew D. Resnik

**Joint Debtor(s):** 

Pari Farhang Kermani Represented By

Matthew D. Resnik

Tuesday, April 27, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-10459 Erum Kolsy

Chapter 11

#7.00 Post confirmation status conference

Docket 105

# **Party Information**

**Debtor(s):** 

Erum Kolsy Represented By

Lionel E Giron Crystle Jane Lindsey Joanne P. Sanchez

Tuesday, April 27, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-11005 Helen Galope

Chapter 11

#8.00 Post-Confirmation status conference

fr. 3/17/20, 4/28/20, 6/30/20; 7/13/20, 8/12/20, 8/17/20 1/19/21

Docket 58

# **Party Information**

**Debtor(s):** 

Helen Galope Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

Tuesday, April 27, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:20-11776 E.B.J.T. Enterprise, LLC

**Chapter 11** 

#9.00 Chapter 11 status conference

fr, 11/10/20, 2/2/20, 2/3/21

Docket 1

## **Party Information**

### **Debtor(s):**

E.B.J.T. Enterprise, LLC

Represented By
Matthew Abbasi

Tuesday, April 27, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10428 Orby TV, LLC

**Chapter 11** 

#10.00 Status conference re chapter 11 voluntary petition non-individual

Docket 1

# **Party Information**

**Debtor(s):** 

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

Tuesday, April 27, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

**1:20-11671 Javier Caceres** 

Chapter 11

#11.00 Application for compensation for Onyinye N Anyama,

debtor's attorney, period: 9/12/2020 to 4/5/2021,

fee: \$13,240.00, expenses: \$579.22.

Docket 96

# **Party Information**

**Debtor(s):** 

Javier Caceres Represented By

Onyinye N Anyama

Wednesday, April 28, 2021

**Hearing Room** 

303

10:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1612065999

ZoomGov meeting number: 161 206 5999

Password: 053864

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Wednesday, April 28, 2021

**Hearing Room** 

303

10:00 AM

## 1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#1.00 Order for the debtor and Dayo Beverly to appear and to show cause why the court should not:

- [1] Dismiss this case with a 1 year bar to refiling or
- [2] Convert to chapter 7 or
- [3] Transfer case to the Western District of North Carolina based on improper venue

fr. 4/2/21

Docket 65

## **Party Information**

## **Debtor(s):**

Queen City Rehabs and Renovations

Represented By Roseann Frazee

Wednesday, April 28, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#2.00 Motion for relief from stay [RP]

TRIUMPH CAPITAL PARTNERS, LLC

fr. 3/23/21, 4/27/21

Docket 50

## **Party Information**

## **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Wednesday, April 28, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#3.00 Status conference re chapter 11 voluntary petition non-individual

fr. 2/3/21. 4/13/21

Docket 1

## **Party Information**

## **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Thursday, April 29, 2021

**Hearing Room** 

303

11:00 AM

1:00- Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1607410949

ZoomGov meeting number: 160 741 0949

**Password:** 381499

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Thursday, April 29, 2021

**Hearing Room** 

303

11:00 AM

1:18-12979 Todd Harris Goldman

fr. 2/16/21

Chapter 7

#1.00 Debtor's objection to Nicole Goldman's proof of claim amount for child support owed

Docket 55

**Tentative Ruling:** 

Ruling for April 29, 2021: Overruled.

Ruling for February 16, 2021: Objection continued as to the amount of child support arrears. Debtor shall file a supplemental pleading no later than 4/2/21. Nicole Goldman shall file a response no later than 4/16/21. Debtor shall file a reply to Nicole's response by 4/23/21. Continued to 4/29/21 at 11:00 a.m.

## **Party Information**

**Debtor(s):** 

Todd Harris Goldman Represented By

Matthew D. Resnik

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov Aram Ordubegian Annie Y Stoops

Thursday, April 29, 2021

**Hearing Room** 

303

1:30 PM

## 1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#2.00 Status conference re: Ghorbanian DDS, Inc., and Ghorbanian DDS II, Inc. [claim no. 7] or, in the alternative to estimate claim for allowance purposes

fr. 5/7/19; 5/13/19, 6/11/19; 7/17/19, 12/5/19, (advanced fr.12/11/19), 12/10/19, 2/19/20; 4/1/20; 6/10/20, 8/12/20, 9/2/20, 9/14/20, 12/9/20, 2/18/21

Docket 268

\*\*\* VACATED \*\*\* REASON: See final ruling below.

### **Tentative Ruling:**

<u>Final Ruling for April 29, 2021:</u> Based on the representations of the parties that a mediation has been scheduled, the status conference is continued to **September 8, 2021 at 1:30 p.m.** The parties are required to file an updated status report no later than August 25, 2021. Appearances are waived.

<u>Final Ruling for February 18, 2021:</u> Based on the representations of the parties that there are ongoing settlement discussions and the parties are interested in mediation, the status conference is continued to **April 29, 2021 at 1:30 p.m.** to provide the parties with an opportunity to mediate their dispute. Appearances are waived.

<u>Final Ruling for 12/9/20:</u> Based on the representations of the parties that there are ongoing settlement discussions, the status conference is continued to **February 18, 2021 at 1:30 p.m.** The parties are required to file a joint status report no later than February 11, 2021 explaining the status of settlement or alternatively, a proposed litigation schedule.

Ruling for 9/14/20: Continued to 12/9/20 at 11:00 a.m. Parties are ordered to mediate. This will be noted on the docket. Parties should agree to a mediator and then lodge an order.

Ruling for April 1, 2020: Continued to June 10, 2020 at 1:30 p.m. The parties must

Thursday, April 29, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

## **CONT...** Mohammad Sadegh Namazikhah

Chapter 7

file and serve a status report no later than May 27, 2020. Appearances are waived.

## April 1, 2020 April 1, 2020

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT ((888)-882-6878). Additional details are available by visiting their website: https://courtcall.com.

**Ruling for 2/19/20:** Continued to 4/1/20 at 11:00 a.m.

Ruling for 12/10/19: Continued as a status conference until after the chapter 7 trustee is appointed. Continued to 2/19/20 at 11:00 a.m. Ghorbanians must file and serve a notice of continued status conference.

### Ruling for July 17, 2019

The Ghorbanian Parties are ordered to produce documents, and serve amended responses / objections, to the subpoena served by the Debtor no later than July 31, 2019. The Court approves all other provisions of the parties' stipulation/status reports. Debtor shall lodge an order approving. In the future the parties are admonished to prepare a proper discovery stipulation rather than each side filing a "status report" regarding the discovery dispute. No further status conference will be held on this motion. The pretrial conference remains on calendar for December 5, 2019 at 2:30 p.m.

Ruling for 6/11/19: Continued as status conference to 7/17/19 at 1:30 p.m. Evidentiary hearing set for 12/16/19 at 10:00 a.m., afternoon of 12/17, and 12/20/19

Thursday, April 29, 2021

**Hearing Room** 

303

1:30 PM

CONT... Mohammad Sadegh Namazikhah

Chapter 7

at 10:00 a.m.

**Rulilng for 5/13/19:** Continued to 6/11/19 at 1:30 p.m.

Ruling for 5/7/19: Continued to 5/13/19 at 10:00 a.m. as a status conference.

# **Party Information**

## **Debtor(s):**

Mohammad Sadegh Namazikhah

Represented By Raymond H. Aver

Thursday, April 29, 2021

**Hearing Room** 

303

1:30 PM

1:12-10986 Allana Baroni

Chapter 7

Adv#: 1:20-01082 Seror v. Kasarjian et al

#3.00 Status conference re complaint for specific performance and injunctive relief

injunctive relief

fr. 12/10/20(stip), 2/18/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 10/13/21 @ 1:30 p.m.

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Allana Baroni Represented By

Michael S Riley Richard L Antognini Matthew D. Resnik M. Jonathan Hayes

**Defendant(s):** 

Jack Kasarjian Pro Se Karlene Kelley Pro Se

Plaintiff(s):

David Seror Represented By

Ryan Coy

**Trustee(s):** 

David Seror (TR) Represented By

Susan K Seflin Jessica L Bagdanov

Thursday, April 29, 2021

**Hearing Room** 

303

1:30 PM

### 1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:20-01113 Seror v. Ismail et al

#4.00 Status conference re complaint for

- 1) avoidance of fraudulent transfers with actual intent
- 2) avoidance of constructive fraudulent transfers
- 3) recovery and preservation of avoided transfers

fr. 01/07/21(stip), 2/18/21

Docket 1

### **Tentative Ruling:**

### Ruling for April 29, 2021:

Ruling for February 18, 2021: Deadline for completion of mediation is 4/9/21. Continued to 4/29/21 at 1:30 p.m. The parties must file an updated joint status report by 4/15/21. Alternatively, if the parties have settled, the parties should file a notice of settlement. The Plaintiff should lodge a conforming order.

### **Party Information**

### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Hasan Ismail Pro Se

Nasim Ismail Pro Se

**Plaintiff(s):** 

David Seror Represented By

Jessica Wellington

Thursday, April 29, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Todd Harris Goldman

Chapter 7

**Trustee(s):** 

David Seror (TR)

Represented By Richard Burstein Jorge A Gaitan

Wednesday, May 5, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618276875

**ZoomGov meeting number:** 161 827 6875

**Password:** 041872

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

## **Tentative Ruling:**

- NONE LISTED -

Wednesday, May 5, 2021

**Hearing Room** 

201

10:00 AM

9:20-10178 Nava Enterprise, Inc

Chapter 12

**#1.00** HearingRE: [238] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: John Deere 6150 OOS Tractor.

Docket 238

## **Tentative Ruling:**

### **Tentative Ruling for May 5, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than May 12, 2021.

### **Party Information**

### **Debtor(s):**

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

Movant(s):

Donald T. Dunning T. DEERE & Represented By

Donald T Dunning

**Trustee(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian Larry W Gabriel

Wednesday, May 5, 2021

**Hearing Room** 

201

10:00 AM

**9:21-10029** Viktors Gusevs

Chapter 7

#2.00 Hearing

RE: [18] Notice of Motion and Motion in Individual Case for Order Confirming Termination of Stay under 11 U.S.C. 362(j) or That No Stay is in Effect under 11 U.S.C. 362(c)(4)(A)(ii) 21650 Pacific Coast Highway, Malibu, CA 90265 with Proof of Service.

Docket 18

## **Tentative Ruling:**

### Tentative Ruling for May 5, 2021

Movant to address whether it served the moving papers (docket nos. 18, 19, 20, & 22) on the debtor as required by Local Bankruptcy Rule 4001-1(c)(1)(C)(i) or only served debtor's counsel. Movant and the chapter 7 trustee to address whether paragraph 3 of their Stipulation Among Chapter 7 Trustee and Creditor JP Morgan Chase Bank, N.A. Granting Limited Relief from the Automatic Stay (docket no. 23) is contrary to the express language of Bankruptcy Code section 362(c)(4)(A)(i) and In re Nelson, 391 B.R. 437, 446 (B.A.P. 9th Cir. 2008) (by § 362(c)(4)(A)'s plain terms, no stay arose in Chapter 13 case either as to actions against debtors or their property or against property of the estate).

### **Party Information**

**Debtor(s):** 

Viktors Gusevs Represented By

R Grace Rodriguez

**Movant(s):** 

JPMorgan Chase Bank, N.A. Represented By

Jeffrey Huron

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, May 5, 2021

**Hearing Room** 

201

10:00 AM

9:21-10282 Fausto Alonso Sosa

Chapter 7

#3.00 HearingRE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Nissan Altima, VIN: 1N4AL3AP5JC290556. (Ith, Sheryl)

Docket 9

## **Tentative Ruling:**

## **Tentative Ruling for May 5, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than May 12, 2021.

### **Party Information**

**Debtor(s):** 

Fausto Alonso Sosa Represented By

Daniel King

Movant(s):

Exeter Finance LLC Represented By

Sheryl K Ith

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, May 5, 2021

**Hearing Room** 

201

10:00 AM

9:21-10295 Robert Blaine Frost and Margaret Alice Frost

Chapter 7

#4.00 HearingRE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: All inventory, Accounts, Equipment, Farm Products and Livestock (including all increase and supplies).

Docket 9

## **Tentative Ruling:**

<u>Tentative Ruling for May 5, 2021:</u> Grant. No opposition filed; appearances waive. The moving party shall lodge a conforming order no later than May 12, 2021.

### **Party Information**

**Debtor(s):** 

Robert Blaine Frost Represented By

Brian Nomi

**Joint Debtor(s):** 

Margaret Alice Frost Represented By

Brian Nomi

Movant(s):

Mechanics Bank Represented By

Tom Roddy Normandin

Trustee(s):

Sandra McBeth (TR) Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021

**Hearing Room** 

201

11:30 AM

### 9:19-11918 Mahmood Jafroodi

Chapter 7

#5.00 CONT'D Hearing

Order to Show Cause Why Debtor Should Not be Held in Civil Contempt for Failure to Comply with Court Orders Compelling the Production of Documents and Turnover of Funds and Sanctioned for Such Failures

FR. 10-21-20, 12-3-20, 1-13-21, 2-19-21, 3-17-21

Docket 126

\*\*\* VACATED \*\*\* REASON: Order approving stipulation to continue hearing to 6/30/21 at 11:30 a.m. entered on 4/2/21.

### **Tentative Ruling:**

Ruling for January 13, 2021: Continued to 2/19/21 at 11:30 a.m. The Trustee shall file a pleading in connection with the privilege issue by 1/29/21. Debtor must file response by 2/12/21. Reply is due no later than 2/17/21. Trustee must file a scheduling order which includes the excusal of Debtor's appearance. Also, the Court orders the parties to meet and confer (by phone or video) with respect to the privilege issue.

Ruling for October 21, 2020: Continued to 12/16/20 at 11:30 a.m. No later than 12/2/20, the Trustee should file a statement as to whether or not there has been further compliance. The Trustee's statement should also explain whether additional sanctions are necessary. No later than 12/9/20, the Debtor should file and serve a response. The Debtor should appear by video and audio, along with his counsel. Contempt order shall be held for 48 hours.

The Court finds Debtor in civil contempt for failure to timely comply with the turnover order. Funds were subject to turnover and no adequate demonstration by the Debtor that Debtor is incapable of complying with the order. The Court will allow the Debtor one last opportunity to purge contempt within 14 days of the entry of the contempt order.

Also, with respect to failure of turnover of the funds, the Trustee was forced to bring the motion for an order to show cause. Debtor is responsible for the trustee's fees and costs in bringing the motion.

Wednesday, May 5, 2021

**Hearing Room** 

201

11:30 AM

CONT... Mahmood Jafroodi

Chapter 7

Re the document request, the Court acknowledges there has been compliance with some of the requests. But the Court finds there has not been substantial compliance with the 2004 order. There has been an unjustified failure to timely respond. Debtor has 14 days to purge his contempt from the date of the entry of the contempt order.

## **Party Information**

### **Debtor(s):**

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

Trustee(s):

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:20-10178 Nava Enterprise, Inc

Chapter 12

**#6.00** Hearing

RE: [242] Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) Notice of Motion and Motion To: (1) Approve Sale of Real Property Free and Clear of all Liens, Interests, Claims, and Encumbrances with such Liens, Interests, Claims and Encumbrances to Attach to Proceeds Pursuant to 11 U.S.C. §§ 363(B), (F), and (I); (2) Approve Overbid Procedures; and (3) Determine That Buyers are Entitled to Protection Pursuant to 11 U.S.C. §§ 363(M); Declarations of Wesley H. Avery and Carolyn Triebold In Support Thereof with Proof of Service. (Terzian, Tamar)

Docket 242

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

**Movant(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian Larry W Gabriel

Trustee(s):

Wesley H Avery (TR) Represented By

Tamar Terzian Larry W Gabriel

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

## 9:20-11262 Jaime Gray Dietenhofer

Chapter 11

#7.00 HearingRE: [86] Application for Compensation Subchapter V Trustee's First and Final Application for Approval of Compensation and Reimbursement of Expenses; and Declaration of Susan K. Seflin in Support Thereof (with Proof of Service) for Susan K Seflin (TR), Trustee Chapter 9/11, Period: 10/22/2020 to 2/28/2021, Fee: \$5445.50, Expenses: \$. (Seflin (TR), Susan)

Docket 86

## **Tentative Ruling:**

<u>Final Ruling for May 5, 2021:</u> Fees approved as requested. No opposition was filed. Appearances waived. The Subchapter V Trustee must lodge a conforming order no later than May 12, 2021.

### **Party Information**

### **Debtor(s):**

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Movant(s)**:

Susan K Seflin (TR) Pro Se

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#8.00 CONT'D Hearing

RE: [7] Emergency Motion by Debtor For Order (1) Authorizing the Debtor to Continue its Cash Management System, (2) Maintain its Existing Bank Accounts and Business Forms, and (3) Granting Related Relief with proof of service

FR. 4-12-21

Docket 7

## **Tentative Ruling:**

**Ruling for April 12, 2021:** Interim relief granted. Continued to 5/5/21 at 1:30 p.m. Debtor is required to file and serve a notice of continued hearing.

### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

**Movant(s):** 

Player's Poker Club, Inc. Represented By

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#9.00 CONT'D Hearing

RE: [8] Emergency Motion by Debtor for Order (1) Authorizing the Debtor to Continue its Prepetition Insurance Coverage, (2) Satisfy Payment of Prepetition Obligations Related to That Insurance Coverage in the Ordinary Course of Business, and (3) Renew, Supplement, or Enter into New Insurance Coverage in the Ordinary Course of Business, and (4) Granting Related Relief with proof of service

FR. 4-12-21

Docket 8

### **Tentative Ruling:**

Ruling for April 12, 2021: Granted on an interim basis. Continued to 5/5/21 at 1:30 p.m.

### **Party Information**

### **Debtor(s):**

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

Movant(s):

Player's Poker Club, Inc. Represented By

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#10.00 CONT'D Hearing

RE: [9] Emergency Motion by Debtor for Order (1) Authorizing the Debtor to Pay Certain Prepetition and Postpetition Taxes and Fees, and (2) Granting Related Relief with proof of service

FR. 4-12-21

Docket 9

## **Tentative Ruling:**

**Ruling for April 12, 2021:** Continued to 5/5/21 at 1:30 p.m. Debtor will include the amount of taxes owed in the notice of continued hearing.

### **Party Information**

#### **Debtor(s):**

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

Movant(s):

Player's Poker Club, Inc. Represented By

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#11.00 CONT'D Hearing

RE: [10] Emergency Motion by Debtor for Order (1) Authorizing the Debtor to Maintain and Administer Their Existing Customer Programs and Honor Certain Prepetition Obligations Related Thereto, and (2) Granting Related Relief with proof of service

FR. 4-12-21

Docket 10

### **Tentative Ruling:**

Ruling for April 12, 2021: Granted on an interim basis. Continued to 5/5/21 at 1:30 p.m. Debtor is required to file and serve notice of continuance.

### **Party Information**

### **Debtor(s):**

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

Movant(s):

Player's Poker Club, Inc. Represented By

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc. Chapter 11

CONT'D Hearing #12.00

RE: [11] Emergency First Day Motion to Reject Real Property Executory

Contracts Under 11 U.S.C. 365 with proof of service

FR. 4-12-21

Docket 11

## **Tentative Ruling:**

Ruling for April 12, 2021: Continued to 5/5/21 at 1:30 p.m. Supplemental opposition and evidence in support thereof may be filed no later than 4/19/21. Debtor must file response no later than 4/29/21.

### **Party Information**

#### **Debtor(s):**

Player's Poker Club, Inc. Represented By

> Michael S Kogan Richard W Brunette

Movant(s):

Player's Poker Club, Inc. Represented By

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#13.00

HearingRE: [42] Application to Employ Kallman + Logan & Company, LLP as Accountant Motion By Debtor For Authority To Employ Ordinary Course Professional Or, In The Alternative, To Employ Professional as Accountant and Consultant with Proof of Service

Docket 42

### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

### **Movant(s):**

Player's Poker Club, Inc. Represented By

Wednesday, May 5, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#14.00

HearingRE: [61] Application to Employ John Lovell as Lobbyist Motion by Debtor for Authority to Employ Ordinary Course Professional John Lovell, Lobbyist with proof of service

Docket 61

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

**Movant(s):** 

Player's Poker Club, Inc. Represented By

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021

**Hearing Room** 

201

2:30 PM

9:19-11122 Rasbe, Inc

Chapter 7

Adv#: 9:19-01054 Namba v. Rasbe, Inc et al

#15.00 HearingRE: [69] Motion to Withdraw as Attorney with supporting memorandum of points and authorities and supporting declaration of Matthew Abbasi and Proof of Service

Docket 69

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Rasbe, Inc Represented By

Khachik Akhkashian

**Defendant(s):** 

Rasbe, Inc Pro Se

Sherr, LLC Pro Se

Komie, Inc. Pro Se

Emmet, Inc. Pro Se

Benel, Inc. Pro Se

Kayam, Inc. Represented By

Matthew Abbasi

Rone Oren Represented By

Michael N Sofris

Cucamonga Inc. Pro Se

Laura Ballegeer Represented By

Matthew Abbasi

DOES 1-29 inclusive Pro Se

5/5/2021 9:04:17 AM Page 17 of 26

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021 Hearing Room 201

2:30 PM

CONT... Rasbe, Inc Chapter 7

Movant(s):

Kayam, Inc. Represented By

Matthew Abbasi

Laura Ballegeer Represented By

Matthew Abbasi

**Plaintiff(s):** 

Jerry Namba Represented By

Carmela Pagay

Richard P Steelman Jr

**Trustee(s):** 

Jerry Namba (TR) Represented By

Timothy J Yoo Carmela Pagay

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021

**Hearing Room** 

201

2:30 PM

9:19-11415 Sara Sierra

Chapter 7

Adv#: 9:19-01077 Valencia v. Sierra

#16.00 CONT'D Hearing

RE: [23] Motion For Summary Judgment; Memorandum of Points and

Authorities and Declaration of Gustavo Valencia in Support

FR. 4-7-21

Docket 23

**Tentative Ruling:** 

**Ruling for April 7, 2021:** Continued to 5/5/21 at 2:30 p.m.

## **Party Information**

**Debtor(s):** 

Sara Sierra Represented By

Kenneth H J Henjum

**Defendant(s):** 

Sara Sierra Represented By

Creighton A Stephens

Movant(s):

Gustavo Valencia Represented By

Karen L Grant

**Plaintiff(s):** 

Gustavo Valencia Represented By

Karen L Grant

Trustee(s):

Jerry Namba (TR) Pro Se

Wednesday, May 5, 2021

**Hearing Room** 

201

2:30 PM

9:19-11415 Sara Sierra

Chapter 7

Adv#: 9:19-01077 Valencia v. Sierra

#17.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01077. Complaint by Gustavo Valencia against Sara Sierra. willful and malicious injury)),(64 (Dischargeability - 523(a)(15), divorce/sep property settlement/decree)) (Grant, Karen)

FR. 1-29-20, 4-29-20, 8-5-20, 11-4-20, 12-4-20, 1-20-21, 2-2-21, 4-7-21

Docket 1

### **Tentative Ruling:**

### Ruling for April 7, 2021:

#### Ruling for February 2, 2021

Continued to a forthcoming date to trail the plaintiff's MSJ. The Court will enter a scheduling order.

### Ruling for December 4, 2020:

Continued to January 20, 2021 at 2:30 p.m. No new status report is needed.

Ruling for November 4, 2020: Continued to 12/16/20 at 2:30 p.m. No new status report is needed.

### **Party Information**

**Debtor(s):** 

Sara Sierra Represented By

Kenneth H J Henjum

**Defendant(s):** 

Sara Sierra Represented By

Creighton A Stephens

Wednesday, May 5, 2021 Hearing Room 201

2:30 PM

CONT... Sara Sierra Chapter 7

**Plaintiff(s):** 

Gustavo Valencia Represented By

Karen L Grant

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Courtroom 201 Calendar

Wednesday, May 5, 2021

**Hearing Room** 

201

2:30 PM

9:19-11542 Eric C Staudenbaur

Chapter 7

Adv#: 9:19-01080 Quintero v. Staudenbaur et al

#18.00 CONT'D Status Hearing

RE: [25] Adversary case 9:19-ap-01080. AMENDED Complaint by Quintero Angela against Maria L Staudenbaur, Eric C Staudenbaur.

FR. 8-26-20, 1-13-21, 4-7-21

Docket 25

#### **Tentative Ruling:**

#### **Ruling for January 13, 2021:**

The Court will issue a scheduling order continuing the status conference to April 7, 2021 at 2:30 p.m.

Ruling for August 26, 2020: Continued to 1/13/21 at 2:30 p.m. Updated status report to be filed no later than 1/4/21.

Plaintiff should prepare and lodge a scheduling order with the following dates: 11/6/20 last day to join other parties and amend pleadings and the last day for discovery to be completed;

11/25/20 as the last day for any case dispositive motions to be filed; and 1/13/21 as the last day for case dispositive motions to be heard.

### **Tentative Ruling for March 11, 2020**

Appearance by telephone is authorized for all parties.

### **Party Information**

### **Debtor(s):**

Eric C Staudenbaur

Represented By
Daniel King
John D Faucher

5/5/2021 9:04:17 AM

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021 Hearing Room

2:30 PM

CONT... Eric C Staudenbaur Chapter 7

**Defendant(s):** 

Maria L Staudenbaur Represented By

John D Faucher

201

Eric C Staudenbaur Represented By

John D Faucher

**Joint Debtor(s):** 

Maria L Staudenbaur Represented By

Daniel King John D Faucher

**Plaintiff(s):** 

Angela Quintero Represented By

Shawn S White

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, May 5, 2021

**Hearing Room** 

201

2:30 PM

### 9:19-11771 Donald Carl Goldammer

Chapter 7

Adv#: 9:20-01045 McBeth v. Borsack

### #19.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01045. Complaint by Sandra K. McBeth against Carmen Corcoba Borsack. (\$350.00 Fee Charge To Estate). - Adversary Proceeding Cover Sheet and Complaint to Sell Interest of Estate and of Co-Owner in Real Property Pursuant to 11 U.S.C.§ 363(h). Nature of Suit: (31 (Approval of sale of property of estate and of a co-owner - 363(h))) (Torres, Felicita)

FR. 10-21-20, 12-4-20, 2-10-21

Docket

\*\*\* VACATED \*\*\* REASON: Continued to June 30, 2021 at 2:30pm

#### **Tentative Ruling:**

Ruling for February 10, 2021: Continued to 5/5/21 at 2:30 p.m. The following deadlines are set: the discovery cut off deadline is 6/1; Deadline for the filing of case dispositive motions is 7/1/21; and the deadline to hear these motions is 8/31/21.

### Ruling for December 4, 2020:

Continued to February 10, 2021 at 2:30 p.m.

A joint status report is due February 3, 2021.

Last day to complete discovery, including receipt of all discovery requests, and to amend pleadings, or to seek leave to do so, is March 31, 2021.

Last day to file case-dispositive motions is April 14, 2021.

Last day for case-dispositive motions to be heard is May 26, 2021.

The trustee to lodge a Rule 16 scheduling order.

**Ruling for October 21, 2020:** Continued to 12/16/20 at 2:30 p.m. Trustee should file and serve a notice of continued status conference.

#### **Party Information**

#### **Debtor(s):**

Donald Carl Goldammer

Pro Se

5/5/2021 9:04:17 AM

Page 24 of 26

# United States Bankruptcy Court Central District of California Northern Division

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 5, 2021 Hearing Room 201

2:30 PM

CONT... Donald Carl Goldammer Chapter 7

**Defendant(s):** 

Carmen Corcoba Borsack Pro Se

**Joint Debtor(s):** 

Yolanda Marie Goldammer Pro Se

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder

Wednesday, May 5, 2021

**Hearing Room** 

201

2:30 PM

**9:21-10174** Eileen Lazar

Chapter 11

Adv#: 9:21-01006 Lazar v. AIS Capital Investments, Inc. et al

#20.00 Status HearingRE: [1] Adversary case 9:21-ap-01006. Complaint by Eileen Lazar against AIS Capital Investments, Inc., open door lending. (\$350.00 Fee Charge To Estate). Nature of Suit: (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) (Lawson, Janet)

Docket 1

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Eileen Lazar Represented By

Janet A Lawson

**Defendant(s):** 

AIS Capital Investments, Inc. Represented By

Edward T Weber

open door lending Pro Se

Elena B Kogan Represented By

Edward T Weber

Lil' Wave Financial dba Open Door Represented By

Edward T Weber

**Plaintiff(s):** 

Eileen Lazar Represented By

Janet A Lawson

Thursday, May 6, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1605935890

ZoomGov meeting number: 160 593 5890

**Password:** 393921

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

Courtroom 201 Calendar

Thursday, May 6, 2021

**Hearing Room** 

201

<u>10:00 AM</u>

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

#1.00 ORDER TO SHOW CAUSE WHY GIT, INC. SHOULD NOT BE HELD IN CONTEMPT

Docket 1593

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman
James P Menton JR

Thursday, May 6, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#2.00 Status Conference

Motion For Summary Judgment with proof of service Filed by Defendants GLR, LLC, a Delaware limited liability company, GRL, LLC, a Delaware limited liability company (Beall, William)

Docket 74

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

Courtroom 201 Calendar

Thursday, May 6, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel Sonia Singh Aaron E de Leest John N Tedford IV Zev Shechtman George E Schulman James P Menton JR

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, May 6, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#3.00 Motion to Dismiss First Amended Counterclaim, filed pursuant to Rule 12(B)(6) of the Federal Rules of Civil Procedure; Declaration of Michael A. McConnell, Request for Judicial Notice, and Memorandum of Points and Authorities in Support Thereof; proof of service

Docket 31

### **Tentative Ruling:**

- NONE LISTED -

<b>T</b>	T	4 •
Party	Inforn	aatian
1 aitv	IIIIVIII	IAUVII

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

California Asphalt Production, Inc., Pro Se GTL1, LLC a Colorado limited Pro Se

GIT, INC., a Colorado corporation Pro Se

Movant(s):

Michael A. McConnell, Chapter 11 Represented By

Sonia Singh

George E Schulman Uzzi O Raanan ESQ

Michael A. McConnell, Chapter 11 Pro Se

Michael A. McConnell, Chapter 11 Pro Se

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Sonia Singh

George E Schulman

5/5/2021 4:20:18 PM

Page 5 of 17

Thursday, May 6, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Uzzi O Raanan ESQ

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman
James P Menton JR

Thursday, May 6, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#3.10 HearingRE: [39] Motion to Continue Hearing On (related documents 31 Generic Motion) (Jones, Evan)

Docket 39

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

HVI Cat Canyon, Inc. Represented By

David B Shemano Samantha Indelicato

### **Defendant(s):**

California Asphalt Production, Inc., Pro Se

GTL1, LLC a Colorado limited Pro Se

GIT, INC., a Colorado corporation Pro Se

#### **Plaintiff(s):**

Michael A. McConnell, Chapter 11 Represented By

Sonia Singh

George E Schulman Uzzi O Raanan ESQ

Eric P Israel

#### Trustee(s):

Michael Arthur McConnell (TR)

Represented By

Eric P Israel
Sonia Singh
Aaron E DE Leest
John N Tedford IV

5/5/2021 4:20:18 PM

Thursday, May 6, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc. Chapter 7

Zev Shechtman George E Schulman James P Menton JR

Thursday, May 6, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#4.00 CONT'D Status Hearing (re: Complaint & Amended Counterclaims)
RE: [1] Adversary case 9:20-ap-01039. Complaint by Michael A. McConnell,
Chapter 11 Trustee against California Asphalt Production, Inc., a California
corporation, GTL1, LLC a Colorado limited liability company, GIT, INC., a
Colorado corporation. (Charge To Estate). Trustee's Complaint: (1) For
Declaratory Relief; and (2) For Violation of Automatic Stay Nature of Suit: (21
(Validity, priority or extent of lien or other interest in property)),(91 (Declaratory
judgment)) (Singh, Sonia)

FR. 9-29-20, 11-5-20, 2-11-21, 4-8-21

Docket 1

#### **Tentative Ruling:**

#### Ruling for November 5, 2020

Consolidated with 20-01048, 20-1049 & 20-1050. Defendants amended answer(s) & counterclaims to be filed by December 31, 2020. The trustee's response to any such counterclaims will be due as provided by Rule 15(a)(3). A status conference will be held on February 11, 2021 at 10:00 a.m.

### **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

California Asphalt Production, Inc., Pro Se

GTL1, LLC a Colorado limited Pro Se

GIT, INC., a Colorado corporation Pro Se

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

5/5/2021 4:20:18 PM

Thursday, May 6, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc. Chapter 7

Sonia Singh

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel Sonia Singh Aaron E de Leest John N Tedford IV Zev Shechtman George E Schulman

Thursday, May 6, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

**#5.00** 

Motion in Individual ch 11 case for order authorizing payment of prepetition payroll and to honor prepetition employment procedures (LBR 2081-1(a)(6))

Docket 17

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

PS On Tap, LLC

Thursday, May 6, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#6.00

Emergency motion for order authorizing debtors to honor and maintain gift cards program, on-line delivery program, and electronic payment program

Docket 19

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

PS On Tap, LLC

Thursday, May 6, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#7.00 Emergency motion For order authorizing debtors to maintain their existing bank accounts and approving continued use of cash management system

Docket 21

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

PS On Tap, LLC

Thursday, May 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10757 PS On Tap, LLC

Chapter 11

#8.00 Emergency motion for order authorizing debtors to satisfy all obligations relating to insurance and premium financing agreements

Docket 23

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC

Thursday, May 6, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

**#9.00** 

Motion to reject lease or executory contract and for order authorizing debtors to reject certain unexpired ;eases of nonresidential real property and abandon De Minimis Property In connection therewith

Docket 25

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

PS On Tap, LLC

Thursday, May 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10757 PS On Tap, LLC

Chapter 11

#10.00 Emergency motion for order authorizing debtors to pay

certain pre-petition claims of critical vendors

Docket 37

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC

Thursday, May 6, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10757 PS On Tap, LLC

Chapter 11

#11.00 Motion to extend deadline to file schedules or provide

required information, and/or plan (case opening documents)

Docket 15

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC

Friday, May 7, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1606606971

ZoomGov meeting number: 160 660 6971

**Password:** 957339

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Friday, May 7, 2021 Hearing Room 201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.00 CONTD. Hearing

RE: [394] Application to Employ ONYX ASSET ADVISORS, LLC AND RABIN

WORLDWIDE, INC. as Sales Agent

FR. 4-19-21

Docket 394

### **Tentative Ruling:**

<u>Ruling for April 19, 2021:</u> Revisions due by 5/3/21 and response due by 5/6/21 at noon. Hearing continued to 5/7/21 at 10:00 a.m.

### **Party Information**

### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Friday, May 7, 2021 Hearing Room 201

<u>10:00 AM</u>

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#2.00 CONTD. Hearing

RE: [395] Motion For Sale of Property of the Estate under Section 363(b) - No Fee NOTICE OF MOTION AND MOTION OF DEBTOR FOR ENTRY OF AN ORDER 1) APPROVING FORM OF ASSET PURCHASE AGREEMENT; 2) APPROVING AUCTION SALE FORMAT AND BIDDING PROCEDURES; 3) SETTING AN AUCTION AND HEARING TO APPROVE SALE TO THE WINNING BIDDER; AND 4) APPROVING RELATED RELIEF

FR. 4-19-21

Docket 395

#### **Tentative Ruling:**

Ruling for April 19, 2021: Revisions filed by 5/3/21 and response by 5/6/21 at noon. Hearing continued to 5/7/21 at 10:00 a.m.

### **Party Information**

### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Courtroom 201 Calendar

Friday, May 7, 2021 Hearing Room 201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#3.00 CONT'D Hearing

RE: [408] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Brewing Equipment .

FR. 4-26-21

Docket 408

\*\*\* VACATED \*\*\* REASON: Hearing continued by stipulated order to May 26, 2021 at 1:30 PM.

**Tentative Ruling:** 

**Ruling for April 26, 2021:** Continued to 5/7/21 at 10:00 a.m.

### **Party Information**

**Debtor(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

**Trustee(s):** 

Juuge Martin R. Barasii, Fresid Courtroom 201 Calendar

Friday, May 7, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#4.00 CONT'D Hearing

RE: [411] Motion to Allow Claim Notice of Motion and Motion for Allowance and Payment of Administrative Claim

FR. 4-26-21

Docket 411

\*\*\* VACATED \*\*\* REASON: Hearing continued by stipulated order to May 26, 2021 at 1:30 PM.

**Tentative Ruling:** 

Ruling for April 26, 2021: Continued to 5/7/21 at 10:00 a.m.

### **Party Information**

**Debtor(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

**Trustee(s):** 

**Tuesday, May 11, 2021** 

**Hearing Room** 

201

2:30 PM

9:21-10412 Orcutt Rancho, LLC

Chapter 11

#16.00 Status Conference

RE: Chapter 11 Voluntary Petition Non-Individual

Docket 1

### **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

### **Debtor(s):**

Orcutt Rancho, LLC Represented By

Brett A Axelrod Nicholas A Koffroth Keith C Owens

Movant(s):

Orcutt Rancho, LLC Represented By

Brett A Axelrod Nicholas A Koffroth Keith C Owens

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

11:00 AM 1:00-0000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1615257199

ZoomGov meeting number: 161 525 7199

**Password:** 480058

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

11:00 AM

1:13-13907 Valley Aire, Inc.

Chapter 7

#1.00 Trustee's final report and applications for compensation

fr. 3/23/21, 4/27/21

Docket 69

### **Tentative Ruling:**

# Ruling for March 23, 2021

The Court vacates the ruling posted below and continues the hearing to a date to be specified in a forthcoming order.

### Final Ruling for March 23, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than March 30, 2021.

### **Party Information**

**Debtor(s):** 

Valley Aire, Inc. Represented By

Michael R Totaro

**Trustee(s):** 

Diane C Weil (TR)

Represented By

Natella Royzman

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

11:00 AM

1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#2.00 Motion for turnover of property and for turnover of balance of DIP account and post-conversion rents

Docket 489

# **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Mohammad Sadegh Namazikhah Represented By

Raymond H. Aver

**Trustee(s):** 

David Seror (TR) Represented By

Nancy H Zamora

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

11:00 AM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#3.00 Motion for sanctions/disgorgement and for order requiring disgorgement of funds pursuant to 11 U.S.C. § 329 and

FRBP 2016 and 2017 and turnover of estate property under § 542

Docket 83

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure

**Trustee(s):** 

Diane C Weil (TR) Represented By

David Seror Tamar Terzian

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

11:00 AM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#3.10 Application to employ David R. Hagen of Hagen Realty as real estate broker

Docket 81

\*\*\* VACATED \*\*\* REASON: noticing time incorrect

**Tentative Ruling:** 

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

**Tuesday, May 11, 2021** 

**Hearing Room** 

301

1:30 PM

1:19-10582 Nick Armik Nazarian

Chapter 11

**#4.00** 

Application for compensation first and final, for Vahe Khojayan, period: 3/13/2019 to 4/12/2021, Fee: \$28850.00, expenses: \$487

and for KG Law APC, period: 3/13/2019 to 4/12/2021,

fee: \$28850.00, expenses: \$487.00.

Docket 119

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Nick Armik Nazarian

Represented By Vahe Khojayan

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10582 Nick Armik Nazarian

Chapter 11

#4.10 Postconfirmation status conference

Docket 1

#### **Tentative Ruling:**

Ruling for December 9, 2020: Off-calendar.

Ruling for November 10, 2020: Continued to 12/9/20 at 1:30 p.m. No new status report required.

#### **Ruling for September 22, 2020:**

Continued to November 10, 2020 at 1:30 p.m. Debtor to file a notice of continuance with only NEF service to creditors.

**Ruling for 6/8/20:** Status conference is continued to 7/13/20 at 1:30 p.m. No new status report is required.

**Ruling for 4/28/20:** Continued to 6/8/20 at 1:30 p.m. Debtor should file a notice of continued status conference. Updated status report is not needed.

#### Ruling for March 17, 2020

Continued to 4/28/20 at 1:30 p.m. Debtor to file and serve notice of continued status conference.

Ruling for February 5, 2020: Continued to 3/17/20 at 1:30 p.m.

#### Ruling for December 11, 2019

Continued to February 5, 2020 at 1:30.

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

**CONT...** Nick Armik Nazarian

Chapter 11

Ruling for 9/11/19: Continued to 12/11/19 at 1:30 p.m. Debtor may also set the disclosure statement hearing on for 12/11/19 at 1:30 p.m.

#### Ruling for June 11, 2019:

The chapter 11 status conference is continued to September 11, 2019 at 1:30 pm. Appearances on June 11, 2019 are excused.

The debtor shall promptly lodge an order: (i) establishing August 23, 2019 as the general bar date in this case, (ii) directing the debtor to serve notice of the bar date on the required local form no later than June 21, 2019; and (iii) establishing September 27, 2019 as the deadline to file a chapter 11 plan and disclosure statement.

The debtor also shall file and serve on all creditors a notice of continued chapter 11 status conference.

Ruling for 5/14/19: Continued to 6/11/19 at 1:30 p.m. Debtor should file and serve notice of continued status conference

#### **Party Information**

#### **Debtor(s):**

Nick Armik Nazarian

Represented By Vahe Khojayan

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10489 80X3 Corp

**Chapter 11** 

#5.00 U.S. Trustee motion to dismiss or convert

Docket 21

\*\*\* VACATED \*\*\* REASON: withdrawal filed on 5/7/21 [dkt 27]

**Tentative Ruling:** 

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

80X3 Corp

Represented By Stephen L Burton

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10489 80X3 Corp

Chapter 11

#5.10 Status conference re chapter 11 voluntary petition non-individual

fr. 4/27/21

Docket

\*\*\* VACATED \*\*\* REASON: continued to 7/27/21 at 1:30 p.m.

#### **Tentative Ruling:**

<u>Ruling for April 27, 2021:</u> Bar date is set for 6/28/21. Debtor should serve bar date notice by 5/10/21. Continued to 5/11/21 at 1:30 p.m.

No new status report is needed. Plan and disclosure statement must be filed no later than 9/30/21.

# **Party Information**

#### **Debtor(s):**

80X3 Corp

Represented By Stephen L Burton

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

#### **1:19-11192** Anait Akopyan

Chapter 11

#6.00 Debtor's second amended disclosure statement describing second amended chapter 11 plan of reorganization: # 2 Exhibit Exhibits A - E # 3 Exhibit Exhibits :F- H; # 4 Exhibit Exhibits I - K; # 5 Exhibit Exhibits L - M; # 6 Exhibit Exhibits fr. 4/6/21

Docket 210

#### **Tentative Ruling:**

# Ruling for April 6, 2021:

Continued to 5/5/21 @ 1:30. By 4/27/21, Dtr to file a 2d amended disclosure statement and plan, with blacklines, and notice of the continued hearing to all creditors. Objections due by 5/4/21.

#### **Party Information**

#### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-11192 Anait Akopyan

Chapter 11

#7.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21, 2/3/21, 3/23/21, 4/6/21

Docket 1

#### **Tentative Ruling:**

#### Ruling for April 6, 2021:

Continued to 5/11/21 @ 1:30. No new status report is required.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Amended Plan and Disclosure Statement to be filed by March 2, 2021. Objections due by March 16, 2021. Provided the amended Plan and Disclosure Statement are filed, no new status report is required.

**Ruling for November 10, 2020:** Continued to 1/19/21 at 1:30 p.m. Debtor may use this date for a disclosure statement hearing if notice and service is proper.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve notice of continuance. No updated status report needed.

Ruling for May 26, 2020: Continued to 8/12/20 at1:30 p.m. Debtor to file and serve notice of continued status conference. No new status report needed.

#### Ruling for March 17, 2020

Appearances waived. Continued to May 26, 2020 at 1:30 p.m.

<u>Tentative Ruling for September 25, 2019</u>: Continued to December 11, 2019 at 1:30 p.m. Debtor shall file an updated status report two weeks prior to the continued status conference. Appearances waived.

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

CONT... Anait Akopyan

Chapter 11

Ruling for 6/25/19: Bar date is 8/30/19. Debtor to lodge bar date order which requires the bar date notice to be in the mail by 7/2/19. Deadline for plan and disclosure statement filing is 1/31/20. Continued to 9/25/19 at 1:30 p.m. Debtor must file an updated status report by 9/11/19.

# **Party Information**

#### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-12261 Ilda Eduwiges Alvarez

Chapter 11

#8.00 Post-Confirmation hearing re: amended chapter 11 plan

(3rd amended)

Docket 142

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

#### **Debtor(s):**

Ilda Eduwiges Alvarez

Represented By Lionel E Giron Joanne P Sanchez

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-10502 Ross Friedman

Chapter 11

#9.00 Confirmation hearing of third amended subchapter V plan

fr. 2/16/21, 3/2/21, 3/5/21, 4/13/21

Docket 223

# **Tentative Ruling:**

Ruling for April 13, 2021: Continued to 5/11/21 at 1:30 p.m. Debtor must file and serve a notice of continued hearing with the ZoomGov information and proposed amendments no later than 4/27/21.

#### Ruling for March 5, 2021:

Debtor to file and serve a 2d Amended Plan by March 22, 2021. Debtor to file and serve written notice of the plan confirmation hearing, ballot deadline and objection deadline by March 22, 2021. Ballots and objections to the 2d Amended Plan due by April 6, 2021. Debtor's response to any such objections and all evidence in support of confirmation due by April 12, 2021.

#### **Tentative Ruling for March 5, 2021:**

Debtor shall be prepared to address the following:

- 1. What treatment is provided for in the Amended Plan for Proof of Claim #17 (Lionel Levin, Esq.; unsecured priority claim for \$22,800)? If POC #17 is a member of Class 1(a), the Amended Plan needs to say that. Is Levin being paid directly on account of POC #17 or does the Debtor propose to pay Larissa Soltanova Friedman ("Larissa") on behalf of Levin and, if so, has Levin consented to this arrangement? If Levin has not consented, and is a member of Class 1(a), the class appears to be impaired.
- 2. Why does the Amended Plan characterize Classes 2, 2(a) and 2(b) as "secured?" Only claims secured by collateral in which the estate holds an interest can be deemed secured. 11 U.S.C. § 506(a). If 123 Ramona, LLC and

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

#### **CONT...** Ross Friedman

Chapter 11

801 Vendome, LLC own the real properties securing these obligations, the claims are unsecured.

3. Why does the Amended Plan create a current obligation to pay what appear to be contingent guaranty claims in Class 2? It is unclear what the facts are regarding the guaranty claims in favor of Axos Bank fka BOFL ("Axos") asserted in Proofs of Claim #12, #13 and #15. POC #12 and #13 include a written guaranty from the Debtor of the principal obligations of 123 Ramona, LLC. POC #15 asserts it is a guaranty from the Debtor of the principal obligation of 801 Vendome, LLC but no written guaranty is attached to POC #15. The Amended Plan appears to describe all of these guaranty claims as contingent. If the claims are contingent, why does the Amended Plan require the Debtor – as opposed to the principal obligors – to make current payments to Axos? If the principal obligors are current on these debts, why would the Debtor be required to make payments to Axos on the same debts?

Why does the Amended Plan characterize Class 2 as "unimpaired?" In the 9<sup>th</sup> Circuit, any alteration of a creditor's rights, including enhancement of such rights, constitutes impairment. *In re L & J Anaheim Assocs.*, 995 F.2d 940, 942–43 (9th Cir. 1993). To the extent the Amended Plan enhances Axos' rights on contingent guaranty claims, Class 2 is impaired.

- 4. Why does the Amended Plan characterize Class 3 as "unimpaired" if no postpetition interest is paid to members of this class? The rule in the 9<sup>th</sup> Circuit is that unsecured creditors of a solvent debtor must be paid postpetition interest (at no less than the federal post-judgment rate) to be deemed unimpaired. *In re Cardelucci*, 285 F.3d 1231, 1233–34, 1236 (9th Cir. 2002). See also, *In re Cuker Interactive*, *LLC*, 622 B.R. 67, 71 (Bankr. S.D. Cal. 2020); *In re PG&E Corp.*, 610 B.R. 308, 312-13, 315 (Bankr. N.D. Cal. 2019), *leave to appeal denied sub nom. Ad Hoc Comm. of Holders of Trade Claims v. PG&E Corp.*, 614 B.R. 344 (N.D. Cal. 2020). The Amended Plan does not mention the payment of any postpetition interest to Class 3, therefore it is impaired.
- 5. What claims are members of Class 3? The Amended Plan does not direct the reader to an exhibit listing all of the creditors included in Class 3. Claims

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

#### **CONT...** Ross Friedman

Chapter 11

listed on the Debtor's Schedule F which are not listed as contingent or unliquidated or disputed are deemed prima facie valid. Fed. R. Bankr. P. 3003(b)(1). The following claims from Debtor's Schedule F are deemed allowed but do not appear to be accounted for in the Amended Plan:

Michael Kliman	\$100,000
Michael Warsavsky	\$12,000
Adil Friedman	\$150,000

- 6. Why does the Amended Plan assert that Class 3 will be paid "100%"? It appears that the amount of claims in Class 3 is at least \$345,967.45, excluding accrued postpetition interest. The Amended Plan provides for only \$83,967.45 in payments to Class 3.
- 7. Will the Debtor cure any amounts owing under the CCAP / Santander auto lease? The Errata to the Amended Plan states the Debtor will be assuming this lease at confirmation. Proof of Claim #4 filed by CCAP asserts a default amount of \$594.88 as of the Petition Date. The Debtor must cure any monetary defaults under the lease as a condition of assumption. 11 U.S.C. § 365(b)(1)(A). The Amended Plan needs to state the amount of any cure so that all parties in interest can assess the feasibility of the Amended Plan.
- 8. Is the Debtor rejecting the auto lease with Mercedes Benz Financial Services listed on Schedule G? If so, does the Amended Plan need to fix a bar date for filing a rejection damages claim? Although the Debtor's declaration mentions that he "turned in the Mercedes," the Amended Plan does not appear to address whether this lease was (or will be) rejected.
- 9. Why is paragraph 8.08 "Retention of Jurisdiction" left blank?
- 10. The March 1, 2021 Stipulation Regarding Debtor's Amended Plan of Reorganization between the Debtor and Axos appears to be an untimely reaffirmation agreement. See Fed. R. Bankr. P. 4008(a) ("A reaffirmation agreement shall be filed no later than 60 days after the first date set for the meeting of creditors under § 341(a) of the Code"). Did Axos otherwise

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

**CONT...** Ross Friedman

Chapter 11

comply with Bankruptcy Code section 524(c)(2) and (k)? Will Debtor's counsel be filing the declaration required by Bankruptcy Code section 524(c) (3)?

Ruling for November 20, 2020: Continued to February 16, 2021 at 1:30 p.m. Objections to be filed by February 2, 2021. Debtor to give notice to all creditors, including those listed on the record as having not been served, with notice of the continued hearing and notice of the objection deadline.

#### **Party Information**

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

#### 1:20-10502 Ross Friedman

Chapter 11

#10.00 Status conference re chapter 11 subchapter V voluntary petition Individual

fr. 4/28/20, 9/2/20, 9/14/20, 10/1/20, 11/20/20, 2/16/21, 3/2/21, 3/5/21, 4/13/21

Docket 1

#### **Tentative Ruling:**

**Ruling for April 13, 2021:** Continued to 5/11/21 at 1:30 p.m. No new status report is required.

**Ruling for November 20, 2020:** Continued to 2/16/21 at 1:30 p.m.

#### **Ruling for October 1, 2020:**

Tentative adopted.

#### **Tentative Ruling on October 1, 2020**

Continued to November 20, 2020 at 1:30 p.m.. No new status report required as the confirmation hearing is set for the same date and time. Appearances on October 1, 2020 waived.

Ruling for 4/28/20: Debtor's counsel should lodge an order providing for the following: Bar date is set for 6/19/20; Notice of bar date should be filed by 5/1/20. Deadline to file plan and disclosure statement is 7/20/20. Debtor should file objections to claims by 7/10/20. Status conference continued to ??? (Court will do an order with continued status conf date.)

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

#### **CONT...** Ross Friedman

Chapter 11

attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

#### **Party Information**

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#11.00 Status conference re chapter 11 plan confirmation

fr. 4/2/21

Docket 49

\*\*\* VACATED \*\*\* REASON: Order ent. continuing hrg to 5/28/21 at 1:30 p.m. - jc

#### **Tentative Ruling:**

#### Ruling for April 2, 2021:

Tentative adopted. If Debtor needs more time it can file a brief motion to extend the deadlines below.

Tentative Ruling for April 2, 2021: The Court has reviewed the Debtor's subchapter V plan (the "Plan"). The Court notes the following facial infirmities in the Plan which make it inappropriate to permit solicitation and set a confirmation hearing at this time. The Court will permit the Debtor to file an amended plan that addresses these issues no later than April 27, 2021 and continue the plan status conference to May 11, 2021 at 1:30 p.m. At the continued status conference, if the Court is persuaded that these issues have been adequately addressed, the Court will set a date for a plan confirmation hearing, as well as solicitation and briefing deadlines.

1. <u>Liquidation Analysis</u>. The liquidation analysis in section I.C is cursory, incomplete and unacceptable. A liquidation analysis needs to account for all of the debtor's property and estimate the amount that would be yielded for each of those assets if liquidated in a hypothetical chapter 7.

The brief discussion here acknowledges that the Debtor has equity interests in various businesses but makes no attempt to value those interests if they were liquidated by a chapter 7 trustee. In a single sentence, this section mentions a property and something about costs of sale, but to someone other than a bankruptcy lawyer this sentence is unintelligible. Further, no other information is given about the Debtor's other tangible and intangible property interests. This is not an adequate liquidation analysis.

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

#### **CONT...** Brian Anthony Veskosky

Chapter 11

The liquidation analysis should illustrate the "waterfall" of distribution in a hypothetical chapter 7 case. This is most effectively done in an exhibit (i.e., a detailed chart), together with detailed explanatory text. No such exhibit was provided, even though it is clearly contemplated by Official Form 425A. Moreover, the text explains very little.

The Debtor must amend the Plan to include a real liquidation analysis. The analysis should, at a minimum, account for all of the Debtor's assets, identify estimated liquidation values and the basis for those values for each asset or category of assets, identify each of the secured creditors and the amounts of their claims, estimate all administrative expenses in a chapter 7 liquidation of the estate, estimate the amount of priority unsecured claims, estimate the amount of unsecured claims, and show the "math."

- 2. <u>Class 1 Priority Tax Claim</u>: In Article 2, dealing with "Classification of Claims and Interests," the Plan states that Class 1 priority claims will be paid within 24 months of the effective date under the Plan. In Article 3, dealing with "Treatment of Claims and Interests," the Plan states that Class 1 priority claims will be paid in full on the Effective Date. The Debtor must fix this inconsistency. The Court notes that Article 2 should not contain any treatment information in any event, as that section should only address classification.
- 3. Franchise Tax Board, Proof of Claim #1: The FTB filed a proof of claim on December 11, 2020. The claim is listed as secured in the amount of \$32,407.69. Upon the filing of the claim, it was deemed allowed. 11 U.S.C. § 502(a). The Plan, however, fails to address this claim in any way. Was it simply an oversight? Does the Debtor intend to object to the claim and obtain an adjudication prior to confirmation? If not, how does the plan propose to deal with it? These issues must be clarified.
- 4. <u>Class 2 Secured Claims</u>. These subsections are ambiguous. Are you purporting to describe the existing terms of these secured claims? Or the modified terms of these claims, following treatment under the plan? This must be clarified.
- 5. <u>Class 3</u>. The Debtor contends there are just two allowed claims in Class 3. The Plan should specifically identify the holders of these claims by name and

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

#### **CONT...** Brian Anthony Veskosky

Chapter 11

the amounts at which those claims are allowed. The Court notes that the Debtor has scheduled a series of disputed claims in very significant amounts. Although claims that are scheduled as disputed in a chapter 11 case are not deemed allowed, see 11 U.S.C. § 1111(a), the Court believes that the additional specificity is warranted—so it is absolutely clear which unsecured creditors the plan is proposing to pay.

- 6. <u>Class 3 Impairment?</u> The Plan fails to state whether Class 3 is impaired. It appears from the Plan that the class *is* impaired and should be designated accordingly.
- 7. <u>Voting Classes.</u> Subject to the foregoing, the Plan generally identifies which classes are impaired but fails to identify which classes are entitled to vote.
- 8. <u>Executory Contract/Unexpired Lease.</u> The Plan asserts that the Debtor has no executory contracts or unexpired leases. The Debtor, however, identifies a vehicle lease in his Schedule G, the Schedule of Executory Contracts and Unexpired Leases. Why the discrepancy? Either the Plan or Schedule G must be amended.
- 9. <u>Effective Date Funding Requirements.</u> The Plan should—but does not—identify the amount of cash necessary to satisfy all claims that will be due on the occurrence of the effective date of the Plan. The Court believes this is an important element of the Plan. In connection with confirmation, and satisfying his burden with respect to feasibility, the Debtor will have to show that the funds are available to satisfy this amount.
- 10. <u>Administrative Expense Claims.</u> The text of section 3.01 is nonsensical. It says that there are no unclassified administrative expense claims. In the next section, section 3.02, the Plan states that there *are* unclassified administrative expense claims, i.e., administrative expenses of the Sub V trustee. Why did the Debtor deviate here from the text of Official Form 425A with respect to section 3.01? What was the Debtor trying to achieve? Section 3.01 is inconsistent with section 3.02 (and common sense) and should be corrected.

Further, Section 3.02 is infirm on its face for multiple reasons. First, it provides no *treatment* for any administrative expense claim. Treatment must be specified. Second, it identifies no administrative expense claims other than the Sub V trustee. This is not plausible. What about counsel? Is counsel working for free? What about

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

#### **CONT...** Brian Anthony Veskosky

Chapter 11

administrative tax claims and other obligations that arose in the ordinary course of the Debtor's affairs during the case? Third, it is inadequate to say the Sub V fees are not known. The Debtor should endeavor to get an estimate from the Sub V trustee and the Sub V trustee should accommodate such a request.

- 11. 180 Day Income and Expense Projections. These projections are potentially confusing to creditors because they do not clearly reflect all payments that will be due under the plan and do not clearly show whether the Debtor is able to meet those obligations. There are references to payments on a first, second and third deed of trust. To which classes under the Plan do these payments correspond? Where are the payments on administrative expenses and priority tax claims? Where are the payments to the holders of unsecured claims? Presumably some of these payments will be on the effective date of the plan and some over time—that needs to be shown.
- 12. <u>Provisions on Default.</u> Article 10 of the Plan states that if the Debtor does not make all required plan payment, the plan's default provisions will control. Those provisions, at least as described in section 10.01, are incomplete. They propose a process for noticing a default but say nothing of the consequences of a failure to cure. What is the point of having default procedures if they don't say what happens?

**Party Information** 

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#12.00 Status conference re chapter 11 subchapter V voluntary petition individual

fr. 1/19/21, 2/3/21, 3/23/21; 4/2/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Order ent. continuing hrg to 5/28/21 at 1:30 p.m. - jc

# **Tentative Ruling:**

# Ruling for April 2, 2021:

Continued to May 11, 2021 at 1:30 p.m.

#### Ruling for February 3, 2021:

Debtor to file the projections omitted from the status report by February 5, 2021. Status conference is continued to March 23, 2021 at 1:30 p.m.

#### **Party Information**

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

#13.00

Debtor's motion to reject lease or executory contract and for entry of an order authorizing rejection of agreements with Paypal, Inc. and Stripe, Inc.

Docket 67

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

#14.00

Debtor's motion for entry of an order authorizing the debtor to obtain and pay for an extension of business and management indemnity insurance policy and excess coverage pursuant to 11 U.S.C. § 363(b)

Docket 81

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

**Tuesday, May 11, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

#15.00

Motion to approve compromise under rule 9019 and for entry of an order approving stipulation between debtor and the terraces, a California partnership regarding application of security deposit to rent obligations, waiver of claims, and related relief

Docket 78

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 12, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618192412

**ZoomGov meeting number:** 161 819 2412

**Password:** 963457

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 12, 2021

**Hearing Room** 

201

10:00 AM

#### 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.00 CONT'D Hearing

RE: [397] Notice of Motion and Motion to Restrict White Winston From Credit Bidding Pursuant To § 363(k) at Proposed Sale of Debtors Assets and Request to Exceed Page Limit; Memorandum of Points and Authorities; and Proof of Service

FR. 4-19-21

Docket 397

\*\*\* VACATED \*\*\* REASON: Continued to June 1, 2021 at 11:00 am.

## **Tentative Ruling:**

Ruling for April 19, 2021: Continued to 5/12/21 at 10:00 a.m. for cross examination of the declarants.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding

Courtroom 201 Calendar

Wednesday, May 12, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.10 CONTD. Hearing

RE: [394] Application to Employ ONYX ASSET ADVISORS, LLC AND RABIN WORLDWIDE, INC. as Sales Agent

FR. 4-19-21, 5-7-21

Docket 394

\*\*\* VACATED \*\*\* REASON: Notice of Withdrawal filed on 5/11/21.

**Tentative Ruling:** 

**Ruling for 5/7/21:** Continued to 5/12/21 at 10:00 a.m.

<u>Ruling for April 19, 2021:</u> Revisions due by 5/3/21 and response due by 5/6/21 at noon. Hearing continued to 5/7/21 at 10:00 a.m.

#### **Party Information**

**Debtor(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

# **United States Bankruptcy Court** Central District of California **Northern Division** Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 12, 2021

**Hearing Room** 

201

1:30 PM

#### 9:20-10178 Nava Enterprise, Inc

Chapter 12

CONTD. Hearing #2.00

> RE: [242] Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) Notice of Motion and Motion To: (1) Approve Sale of Real Property Free and Clear of all Liens, Interests, Claims, and Encumbrances with such Liens, Interests, Claims and Encumbrances to Attach to Proceeds Pursuant to 11 U.S.C. §§ 363(B), (F), and (I); (2) Approve Overbid Procedures; and (3) Determine That Buyers are Entitled to Protection Pursuant to 11 U.S.C. §§ 363(M); Declarations of Wesley H. Avery and Carolyn Triebold In Support Thereof with Proof of Service. (Terzian, Tamar)

FR. 5-5-21

Docket 242

#### **Tentative Ruling:**

Ruling for May 5, 2021: Continued to 5/12/21 at 1:30 p.m. Trustee to serve all banks with liens on the Property by expedited means this week with notice of the continued hearing. The banks may present any opposition at the hearing. The notice must include specific Zoom contact information.

#### **Party Information**

**Debtor(s):** 

Nava Enterprise, Inc Represented By

> William E. Winfield Donald T Dunning

**Movant(s):** 

Wesley H Avery (TR) Represented By

> Tamar Terzian Larry W Gabriel

**Trustee(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 12, 2021

1:30 PM
CONT... Nava Enterprise, Inc

Larry W Gabriel

Chapter 12

**Thursday, May 13, 2021** 

**Hearing Room** 

303

<u>10:00 AM</u>

1:00- Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1617997862

ZoomGov meeting number: 161 799 7862

Password: 260148

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

**Thursday, May 13, 2021** 

**Hearing Room** 

303

10:00 AM

1:21-10757 PS On Tap, LLC

Chapter 11

#0.10 Continued hearing as to PPF Off Lease only

fr. 5/6/21

Docket 25

\*\*\* VACATED \*\*\* REASON: per order entered on 5/12/21 [dkt 83]

#### **Tentative Ruling:**

Ruling for May 6, 2021: Granted as to all of the leases but for the PPF Off 1601 Wewatta Street LLC lease. Court denies as to the request that the property will be received free and clear of liens. Continued to 5/13/21 at 10:00 a.m. If the parties resolve their dispute, this will come off calendar.

#### **Party Information**

#### **Debtor(s):**

PS On Tap, LLC

Represented By Carol Chow

**Thursday, May 13, 2021** 

**Hearing Room** 

303

10:00 AM

1:21-10757 PS On Tap, LLC

Chapter 11

#0.20 Status conference re notice

Docket 81

\*\*\* VACATED \*\*\* REASON: Proposed order to be lodged with the court.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

**Thursday, May 13, 2021** 

**Hearing Room** 

303

1:30 PM

1:18-11844 Joe Wallace

Chapter 7

Adv#: 1:19-01136 Vicino Limited Partnership v. Wallace

#1.00 Status conference re complaint for: dischargeability - 523(a)(2), false pretenses, false representation,

fr. 1/23/20, 2/6/20; 5/14/20; 12/10/20

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 9/29/21 at 1:30 p.m. per order entered on 4/30/21 [doc 24]

#### **Tentative Ruling:**

Ruling for December 10, 2020: Continued to 5/13/21 at 1:30 p.m.

#### May 14, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Ruling for February 6, 2020: Parties are ordered to mediation. Status conference continued to 5/14/20 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Joe Wallace

Represented By Alfred J Verdi

#### **Defendant(s):**

Joe Wallace

Pro Se

5/13/2021 9:15:29 AM

**Thursday, May 13, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Joe Wallace

Chapter 7

**Plaintiff(s):** 

Vicino Limited Partnership Represented By

David I Brownstein

**Trustee(s):** 

David Seror (TR) Pro Se

**Tuesday, May 18, 2021** 

**Hearing Room** 

303

10:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618597542

ZoomGov meeting number: 161 859 7542

Password: 403864

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tuesday, May 18, 2021** 

**Hearing Room** 

303

10:00 AM

1:21-10730 Credit Suisse Alternative Capital, Inc., a Montana

Chapter 11

#1.00 Motion for relief from stay [RP]

ROMPSEN MORTGAGE LIMITED PARTNERSHIP

Docket 47

#### **Party Information**

#### **Debtor(s):**

Credit Suisse Alternative Capital,

Represented By William H Brownstein

**Tuesday, May 18, 2021** 

**Hearing Room** 

301

10:00 AM

1:20-11581 Gateway Four, LP

Chapter 11

#2.00 Order to show cause and for sanctions against

Citivest Financial Services, Inc., Sam Lamonica, and

Citivest Realty and Mortgage Company for violating the automatic stay

Docket 329

# **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

**Tuesday, May 18, 2021** 

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11581 Gateway Four, LP

Chapter 11

#3.00 Motion for relief from stay [RP]

SAM LAMONICA

fr. 4/27/21

Docket 311

# **Party Information**

**Debtor(s):** 

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

Movant(s):

Sam LaMonica Represented By

William H Brownstein

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

# United States Bankruptcy Court Central District of California San Fernando Valley Judge Martin R. Barash, Presiding Courtroom 303 Calendar

**Tuesday, May 18, 2021** 

**Hearing Room** 

303

<u>10:00 AM</u>

1:19-11192 **Anait Akopyan** 

Chapter 11

#4.00 Debtor's second amended disclosure statement describing second amended chapter 11 plan of reorganization: # 2 Exhibit Exhibits A - E
# 3 Exhibit Exhibits :F- H; # 4 Exhibit Exhibits I - K; # 5 Exhibit Exhibits L - M;
# 6 Exhibit Exhibits

fr. 4/6/21, 5/11/21

Docket 210

### **Party Information**

### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

# United States Bankruptcy Court Central District of California San Fernando Valley Judge Martin R. Barash, Presiding Courtroom 303 Calendar

**Tuesday, May 18, 2021** 

**Hearing Room** 

303

<u>10:00 AM</u>

1:19-11192 **Anait Akopyan** 

Chapter 11

#5.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21, 2/3/21, 3/23/21, 4/6/21, 5/11/21

Docket 1

**Party Information** 

**Debtor(s):** 

Anait Akopyan

Represented By Michael Jay Berger

Wednesday, May 19, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1613950214

ZoomGov meeting number: 161 395 0214

**Password:** 750973

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

Courtroom 201 Calendar

Wednesday, May 19, 2021

**Hearing Room** 

201

10:00 AM

#### 9:21-10412 Orcutt Rancho, LLC

Chapter 11

CONT'D Hearing. #1.00

> FINAL APPROVAL HEARING RE: [6] Emergency motion, Motion for Authority to Obtain Credit Under Section 364(b), Rule 4001(c) or (d) Emergency Motion for Interim and Final Orders: (I) Authorizing Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Claims; (III) Granting Adequate Protection to Prepetition Secured Creditors; (IV) Modifying the Automatic Stay; and (V) Granting Related Relief

FR. 4-26-21

Docket

\*\*\* VACATED \*\*\* REASON: Stipulated order entered 5-18-21. Hearing continued to May 25, 2021 at 10:00am.

#### **Tentative Ruling:**

#### Ruling for April 26, 2021:

Denied on an interim / emergency basis. Final approval hearing to be held on May 19, 2021 at 10:00 a.m.

Debtor's revised motion, supplemental evidence and notice of hearing to be filed by May 7, 2021.

Opposition to be filed by May 14, 2021

Reply papers to be filed by May 18, 2021.

#### **Party Information**

#### **Debtor(s):**

Orcutt Rancho, LLC Represented By

Brett A Axelrod

Movant(s):

Orcutt Rancho, LLC Represented By Brett A Axelrod

**Tuesday, May 25, 2021** 

**Hearing Room** 

201

10:00 AM **9:00-0000** 

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1605159653

**ZoomGov meeting number:** 160 515 9653

**Password:** 824831

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

**Tuesday, May 25, 2021** 

**Hearing Room** 

201

10:00 AM

#### 9:21-10412 Orcutt Rancho, LLC

Chapter 11

CONT'D Hearing. #1.00

> FINAL APPROVAL HEARING RE: [6] Emergency motion, Motion for Authority to Obtain Credit Under Section 364(b), Rule 4001(c) or (d) Emergency Motion for Interim and Final Orders: (I) Authorizing Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Claims; (III) Granting Adequate Protection to Prepetition Secured Creditors; (IV) Modifying the Automatic Stay; and (V) Granting Related Relief

FR. 4-26-21

Docket

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to 2pm on today's calendar.

#### **Tentative Ruling:**

#### Ruling for April 26, 2021:

Denied on an interim / emergency basis. Final approval hearing to be held on May 19, 2021 at 10:00 a.m.

Debtor's revised motion, supplemental evidence and notice of hearing to be filed by May 7, 2021.

Opposition to be filed by May 14, 2021

Reply papers to be filed by May 18, 2021.

#### **Party Information**

#### **Debtor(s):**

Orcutt Rancho, LLC Represented By

Brett A Axelrod

Movant(s):

Orcutt Rancho, LLC Represented By

Brett A Axelrod

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Tuesday, May 25, 2021** 

**Hearing Room** 

201

11:30 AM

**9:20-10191 Jared Adam Falk** 

Chapter 7

#2.00 CONT'D Hearing

RE: [17] Motion to Reopen Chapter 7 Case by Stipiulation between Debtor, Jared Falk and Logix Credit Union. A. Lysa)

FR. 3-17-21

Docket 17

\*\*\* VACATED \*\*\* REASON: Continued to July 21, 2021 at 11:30 a.m.

**Tentative Ruling:** 

Ruling for March 17, 2021: Continued to 5/26/21 at 11:30 a.m. Supplemental briefing is due no later than 5/12/21.

### **Party Information**

**Debtor(s):** 

Jared Adam Falk Represented By

Kevin T Simon

Movant(s):

LOGIX FEDERAL CREDIT Represented By

A. Lysa Simon

**Trustee(s):** 

Jerry Namba (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Tuesday, May 25, 2021** 

**Hearing Room** 

201

2:00 PM

9:21-10412 Orcutt Rancho, LLC

Chapter 11

#3.00 CONT'D Hearing.

FINAL APPROVAL HEARING RE: [6] Emergency motion, Motion for Authority to Obtain Credit Under Section 364(b), Rule 4001(c) or (d) Emergency Motion for Interim and Final Orders: (I) Authorizing Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Claims; (III) Granting Adequate Protection to Prepetition Secured Creditors; (IV) Modifying the Automatic Stay; and (V) Granting Related Relief

FR. 4-26-21

Docket 6

#### **Tentative Ruling:**

#### Ruling for April 26, 2021:

Denied on an interim / emergency basis. Final approval hearing to be held on May 19, 2021 at 10:00 a.m.

Debtor's revised motion, supplemental evidence and notice of hearing to be filed by May 7, 2021.

Opposition to be filed by May 14, 2021

Reply papers to be filed by May 18, 2021.

#### **Party Information**

#### **Debtor(s):**

Orcutt Rancho, LLC Represented By

Brett A Axelrod

**Movant(s):** 

Orcutt Rancho, LLC Represented By

Brett A Axelrod

Wednesday, May 26, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1617063301

ZoomGov meeting number: 161 706 3301

**Password:** 573448

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

Wednesday, May 26, 2021

**Hearing Room** 

201

10:00 AM

9:20-10178 Nava Enterprise, Inc

Chapter 12

#1.00 HearingRE: [251] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 International Durastar 4300 VIN No.1HTMMAAM4DH104532 with Proof of Service. (Campbell, Greg)

Docket 251

### **Tentative Ruling:**

### **Tentative Ruling for May 26, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than June 2, 2021.

### **Party Information**

**Debtor(s):** 

Nava Enterprise, Inc Represented By

William E. Winfield Donald T Dunning

**Movant(s):** 

Ally Financial Represented By

Greg P Campbell

**Trustee(s):** 

Wesley H Avery (TR) Represented By

Tamar Terzian

### United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

10:00 AM

**9:21-10029** Viktors Gusevs

Chapter 7

#2.00 CONT'D Hearing

RE: [18] Notice of Motion and Motion in Individual Case for Order Confirming Termination of Stay under 11 U.S.C. 362(j) or That No Stay is in Effect under 11 U.S.C. 362(c)(4)(A)(ii) 21650 Pacific Coast Highway, Malibu, CA 90265 with Proof of Service.

FR. 5-5-21

Docket 18

#### **Tentative Ruling:**

#### Ruling for May 5, 2021

Continued to May 26, 2021 at 10:00 a.m. Movant to correct the service defects and file and serve a notice of continued hearing. Trustee to file supplemental briefing by May 14, 2021 on whether any stay is in effect.

#### **Tentative Ruling for May 5, 2021**

Movant to address whether it served the moving papers (docket nos. 18, 19, 20, & 22) on the debtor as required by Local Bankruptcy Rule 4001-1(c)(1)(C)(i) or only served debtor's counsel. Movant and the chapter 7 trustee to address whether paragraph 3 of their Stipulation Among Chapter 7 Trustee and Creditor JP Morgan Chase Bank, N.A. Granting Limited Relief from the Automatic Stay (docket no. 23) is contrary to the express language of Bankruptcy Code section 362(c)(4)(A)(i) and In re Nelson, 391 B.R. 437, 446 (B.A.P. 9th Cir. 2008) (by § 362(c)(4)(A)'s plain terms, no stay arose in Chapter 13 case either as to actions against debtors or their property or against property of the estate).

#### **Party Information**

#### **Debtor(s):**

Viktors Gusevs Represented By

R Grace Rodriguez

#### Movant(s):

JPMorgan Chase Bank, N.A.

Represented By Jeffrey Huron

5/26/2021 8:18:22 AM

Page 3 of 40

Wednesday, May 26, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Viktors Gusevs

Chapter 7

**Trustee(s):** 

Jerry Namba (TR)

Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

10:00 AM

9:21-10365 Tuesday Dawn Hight

Chapter 7

#3.00

HearingRE: [7] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Ram 1500, VIN: 1C6RREFT1KN769907. (Ith, Sheryl)

Docket 7

### **Tentative Ruling:**

<u>Tentative Ruling for May 26, 2021:</u> Grant. No opposition filed; appearances waived. The moving party shall lodge a conforming order no later than 6/2/21.

#### **Party Information**

**Debtor(s):** 

Tuesday Dawn Hight Represented By

Daniel A Higson

Movant(s):

Santander Consumer USA Inc. dba Represented By

Sheryl K Ith

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10166 Linsy I Garcia

Chapter 7

**#4.00** Reaffirmation Hearing Date SetRE: [11] Pro se Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 11

# **Tentative Ruling:**

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Linsy I Garcia Pro Se

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10175 Ignacio Gutierrez Licon, Jr.

Chapter 7

#5.00 Reaffirmation Hearing Date SetRE: [9] Pro se Reaffirmation Agreement Between Debtor and TD Auto Finance LLC (2016 Kia Optima)

Docket 9

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Ignacio Gutierrez Licon Jr. Represented By

Daniel A Higson

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10175 Ignacio Gutierrez Licon, Jr.

Chapter 7

#6.00 Reaffirmation Hearing Date Set

RE: [11] Reaffirmation Agreement Between Debtor and Systems & Services

Technologies, Inc.

Docket 11

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Ignacio Gutierrez Licon Jr. Represented By

Daniel A Higson

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

**9:21-10238** Lisie Cervantes

Chapter 7

#7.00 Reaffirmation Hearing Date SetRE: [8] Reaffirmation Agreement Between Debtor and Logix Federal Credit Union (DeBelius, Damarie)

Docket 8

# **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Lisie Cervantes Represented By

Janet A Lawson

**Trustee(s):** 

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10239 Alejandra Ceja

Chapter 7

#8.00 Reaffirmation Hearing Date SetRE: [9] Reaffirmation Agreement Between Debtor and

Toyota Motor Credit Corporation

Docket 9

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Alejandra Ceja Represented By

Todd J Mannis

**Trustee(s):** 

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10239 Alejandra Ceja

Chapter 7

**#9.00** Reaffirmation Hearing Date SetRE: [12] Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 12

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Alejandra Ceja Represented By

Todd J Mannis

**Trustee(s):** 

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10239 Alejandra Ceja

Chapter 7

#10.00

Reaffirmation Hearing Date SetRE: [15] Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 15

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Alejandra Ceja Represented By

Todd J Mannis

**Trustee(s):** 

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10298 Roger W. Allen and Brenda Kennedy Allen

Chapter 7

#11.00 Reaffirmation Hearing Date SetRE: [8] Pro se Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 8

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Roger W. Allen Represented By

Todd J Mannis

**Joint Debtor(s):** 

Brenda Kennedy Allen Represented By

Todd J Mannis

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10352 Guillermina Vejar

Chapter 7

#12.00 Reaffirmation Hearing Date SetRE: [8] Pro se Reaffirmation Agreement Between Debtor and CoastHills Credit Union - 2013 GMC Yukon

Docket 8

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Guillermina Vejar Pro Se

**Trustee(s):** 

Wednesday, May 26, 2021

**Hearing Room** 

201

11:00 AM

9:21-10352 Guillermina Vejar

Chapter 7

#13.00 Reaffirmation Hearing Date SetRE: [9] Pro se Reaffirmation Agreement Between Debtor and CoastHills Credit Union - 2014 Chevrolet Express Cargo

Docket 9

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Guillermina Vejar Pro Se

**Trustee(s):** 

Wednesday, May 26, 2021

**Hearing Room** 

201

11:30 AM

#### 9:19-11130 Matthewson Epuna

Chapter 7

#14.00

HearingRE: [50] Motion to Approve Compromise Under Rule 9019 with Hermosa Pier Properties, Kim Komick and Craig Weinstein; Declaration of Sandra K. McBeth, in addition to Motion For Sale of Property of the Estate under Section 363(b) - No Fee; For Finding that Buyer is a Good Faith Purchaser; Opportunity for Overbid (Torres, Felicita)

Docket 50

#### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Matthewson Epuna Represented By

James C Shields

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Felicita A Torres Joseph M Sholder

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

11:30 AM

**9:20-10191 Jared Adam Falk** 

Chapter 7

#15.00 CONT'D Hearing

RE: [17] Motion to Reopen Chapter 7 Case by Stipiulation between Debtor,

Jared Falk and Logix Credit Union. A. Lysa)

FR. 3-17-21

Docket 17

\*\*\* VACATED \*\*\* REASON: Continued to July 21, 2021 at 11:30am

**Tentative Ruling:** 

Ruling for March 17, 2021: Continued to 5/26/21 at 11:30 a.m. Supplemental briefing is due no later than 5/12/21.

### **Party Information**

**Debtor(s):** 

Jared Adam Falk Represented By

Kevin T Simon

Movant(s):

LOGIX FEDERAL CREDIT Represented By

A. Lysa Simon

**Trustee(s):** 

Jerry Namba (TR) Pro Se

### United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

11:30 AM

**9:20-10191 Jared Adam Falk** 

Chapter 7

#16.00 CONT'D Hearing

RE: [18] Motion to Vacate Discharge by Stipulation between Debtor, Jared Falk

and Creditor Logix Federal Credit Union (Simon, A. Lysa)

FR. 3-17-21

Docket 18

\*\*\* VACATED \*\*\* REASON: Off Calendar

**Tentative Ruling:** 

<u>Ruling for March 17, 2021:</u> Continued to 5/26/21 at 11:30 a.m. Supplemental briefing is due no later than 5/12/21.

**Party Information** 

**Debtor(s):** 

Jared Adam Falk Represented By

Kevin T Simon

**Movant(s):** 

LOGIX FEDERAL CREDIT Represented By

A. Lysa Simon

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

11:30 AM

#### 9:20-11472 Kathleen Therese Connor

Chapter 7

#17.00

HearingRE: [30] Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) Chapter 7 Trustee's Motion for Entry of an Order Authorizing: (1) The Sale of Real Property Located at 9139 Harmony Grove Road, Escondido, California, Free and Clear of Liens and Interests; (2) Approving Overbid Procedures; (3) Authorizing Payment of Undisputed Liens, Real Estate Broker's Commission, and Ordinary Costs of Sale; and (4) Finding Purchaser is a Good Faith Purchaser; Declarations in Support. (Landa, Anna)

Docket 30

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Kathleen Therese Connor Represented By

Reed H Olmstead

**Trustee(s):** 

Jerry Namba (TR) Represented By

Meghann A Triplett

Anna Landa

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

9:11-11098 Kevin Scott Monosco and Jennifer Jean Monosco

Chapter 11

#18.00 Hearing

RE: [129] Motion to Reopen Chapter 11 Case In Individual Chapter 11 Case To Obtain Discharge and Final Decree With Proof of Service. Debtor Kevin Scott Monosco (Goodman, Andrew)

Docket 129

\*\*\* VACATED \*\*\* REASON: See final ruling below.

**Tentative Ruling:** 

<u>Final Ruling for May 26, 2021:</u> Grant. No opposition filed; appearances waived. The Debtor shall lodge a conforming order no later than June 2, 2021.

#### **Party Information**

**Debtor(s):** 

Kevin Scott Monosco Represented By

Andrew Goodman Meghann A Triplett

**Joint Debtor(s):** 

Jennifer Jean Monosco Represented By

Andrew Goodman Meghann A Triplett

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

9:11-11098 Kevin Scott Monosco and Jennifer Jean Monosco

Chapter 11

**#19.00** Hearing

RE: [136] Motion For Final Decree and Order Closing Case. Debtors Motion For Order of Discharge, Final Decree and Order Closing Case in Individual Chapter 11 Case With Proof of Service

Docket 136

\*\*\* VACATED \*\*\* REASON: See final ruling below.

**Tentative Ruling:** 

<u>Final Ruling for May 26, 2021:</u> Grant. No opposition filed; appearances waived. The Debtor shall lodge a conforming order no later than June 2, 2021.

#### **Party Information**

**Debtor(s):** 

Kevin Scott Monosco Represented By

Andrew Goodman Meghann A Triplett

**Joint Debtor(s):** 

Jennifer Jean Monosco Represented By

Andrew Goodman Meghann A Triplett

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

#20.00 CONT'D Hearing

Chapter 11 Status Conference

FR. 11-20-19, 2-26-20, 5-20-20, 7-15-20, 10-7-20, 1-13-21, 2-19-21

Docket 1
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

Final Ruling for May 26, 2021: Based upon the Debtor's representations in his updated status report, the status conference is continued to **September 7, 2021 at 1:30 p.m.** If Debtor files his disclosure statement and plan, Debtor may set a hearing on the approval of his disclosure statement for this same date as long as it is in compliance with applicable notice rules. Debtor is required to file and serve a notice of continued status conference no later than June 2, 2021. Appearances are waived.

Ruling for February 19, 2021: Continued to 5/26/21 at 1:30. If plan and disclosure statement filed by 3/31/21, then this date may be used for disclosure statement hearing. If Debtor has not filed a timely plan and disclosure statement by 3/31/21 then Court may impose an administrative deadline. Debtor must file and serve notice of the continued status conference.

#### Ruling for January 13, 2021:

Continued to February 19, 2021 at 1:30 p.m. Debtor should be prepared to address deadlines and what needs to be done, must file and serve notice of the continued status conference and a brief status report.

#### Ruling for October 7, 2020:

Continued to January 13, 2021 @ 1:30 p.m. with a status report to be filed two weeks prior. Dtr to serve a notice of continued status conference with the zoom information no later than October 21, 2020.

#### Ruling for July 15, 2020

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

### **CONT...** Craig Alan Lieberman

Chapter 11

Continued to October 7, 2020 at 1:30 p.m. Debtor must file and serve an updated status report two weeks prior to the continued status conference.

<u>Final Ruling for 5/20/20:</u> Continued to 7/15/20 at 1:30 p.m. Debtor must file an updated status report no later than 7/1/20. Appearances are waived.

**Ruling for 2/26/20:** Continued to 5/20/20 at 1:30 p.m. Debtor to file a notice of continued status conference/status report two weeks prior to the hearing.

### **Ruling for November 20, 2019:**

Continued to February 20, 2020 at 1:30 p.m.

The bar date is January 31, 2020. Debtor to file and serve the bar date notice by November 27, 2019.

# Party Information

#### **Debtor(s):**

Craig Alan Lieberman

Represented By Reed H Olmstead

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#21.00 CONT'D Hearing

RE: [7] Emergency Motion by Debtor For Order (1) Authorizing the Debtor to Continue its Cash Management System, (2) Maintain its Existing Bank Accounts and Business Forms, and (3) Granting Related Relief with proof of service

FR. 4-12-21, 5-5-21

Docket 7

\*\*\* VACATED \*\*\* REASON: See final ruling below.

### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> If the Debtor's new debtor-in-possession accounts are now open and the U.S. Trustee has no further objection to this motion, then the motion is granted on a final basis. Debtor must lodge a final order and file a notice of lodgment. Otherwise, the hearing is continued to June 30, 2021 at 1:30 p.m. Appearances are waived.

Ruling for May 5, 2021: Interim relief granted. Continued to 5/26/21 at 1:30 p.m.

Ruling for April 12, 2021: Interim relief granted. Continued to 5/5/21 at 1:30 p.m. Debtor is required to file and serve a notice of continued hearing.

### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

Movant(s):

Player's Poker Club, Inc. Represented By

Michael S Kogan Michael S Kogan Richard W Brunette Richard W Brunette

5/26/2021 8:18:22 AM

Page 24 of 40

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#22.00 Chapter 11 Status Conference

Docket 1

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

Final Ruling for May 26, 2021: The Court has reviewed the Debtor's status report. Accordingly, the Court sets the bar date for filing proofs of claim as July 31, 2021. Debtor is required to file and serve a notice of claims bar date no later than June 4, 2021. The status conference is continued to July 28, 2021 at 1:30 p.m. Debtor must file an updated status report no later than July 14, 2021. Appearances are waived.

#### **Party Information**

#### **Debtor(s):**

Player's Poker Club, Inc.

Represented By Michael S Kogan

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#22.10 CONT'D Hearing

RE: [408] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Brewing Equipment .

FR. 4-26-21, 5-7-21

Docket 408

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> This matter is continued to June 30, 2021 at 1:30 p.m. unless the parties have resolved their dispute. The parties should contact chambers no later than June 23, 2021 to inform the Court if a settlement has been reached. Appearances are waived.

**Ruling for April 26, 2021:** Continued to 5/7/21 at 10:00 a.m.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#22.20 CONT'D Hearing

RE: [411] Motion to Allow Claim Notice of Motion and Motion for Allowance and Payment of Administrative Claim

FR. 4-26-21, 5-7-21

Docket 411

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> This matter is continued to June 30, 2021 at 1:30 p.m. unless the parties have resolved their dispute. The parties should contact chambers no later than June 23, 2021 to inform the Court if a settlement has been reached. Appearances are waived.

**Ruling for April 26, 2021:** Continued to 5/7/21 at 10:00 a.m.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

**9:19-10411 Janel Kirby** 

Chapter 7

Adv#: 9:20-01041 NAMBA v. Kirby et al

#23.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01041. Complaint by JERRY NAMBA against Jon Kirby, Kathy Crowder. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other)),(11 (Recovery of money/property - 542 turnover of property)) (Beall, William)

FR. 9-30-20, 12-4-20, 3-10-21

Docket 1

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> On March 25, 2021, the Court entered an order granting the Trustee's motion to approve compromise of this adversary proceeding. To date, the Trustee has not filed a dismissal of the case. Therefore, the hearing is continued to **June 30, 2021 at 2:30 p.m.** If the adversary proceeding is dismissed prior to the continued hearing, then the matter will be taken off calendar. Appearances waived.

Ruling for September 30, 2020: Continued to 12/16/20 at 2:30 p.m. Updated joint status report must be filed by 12/2/20.

#### **Party Information**

**Debtor(s):** 

Janel Kirby Pro Se

**Defendant(s):** 

Jon Kirby Represented By

Brian Nomi

Kathy Crowder Represented By

Brian Nomi

Plaintiff(s):

JERRY NAMBA Represented By

5/26/2021 8:18:22 AM Page 28 of 40

Wednesday, May 26, 2021 Hearing Room 201

2:30 PM

CONT... Janel Kirby Chapter 7

William C Beall

Trustee(s):

Jerry Namba (TR) Represented By

William C Beall

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

### 9:19-11883 Dwight G Beckstrand

Chapter 7

Adv#: 9:20-01025 Verdi v. Beckstrand

### #24.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01025. Complaint by Cameron N Verdi against Dwight G Beckstrand . false pretenses, false representation, actual fraud)) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) ,(68 (Dischargeability - 523(a)(6), willful and malicious injury))

FR. 5-7-20, 8-26-20, 11-4-20, 1-20-21, 2-2-21, 3-17-21

Docket 1

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> Since Plaintiff intends on filing a motion for default judgment, the hearing is continued to **July 21, 2021 at 2:30 p.m.** Plaintiff must file a notice of continued status conference no later than June 2, 2021. An updated status report must be filed by 7/7/21 if Plaintiff has not filed his motion for default judgment. Appearances waived.

#### Ruling for February 2, 2021

Continued to March 17, 2021 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed.

Ruling for November 4, 2020: Continued to 1/20/21 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed. If Plaintiff files a motion for default judgment, then a status report is not required.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

Ruling for May 7, 2020: Continued to 8/26/20 at 2:30 p.m.

#### **Party Information**

# United States Bankruptcy Court Central District of California Northern Division

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

CONT... Dwight G Beckstrand

Chapter 7

**Debtor(s):** 

Dwight G Beckstrand Represented By

Sandra McBeth

**Defendant(s):** 

Dwight G Beckstrand Pro Se

**Plaintiff(s):** 

Cameron N Verdi Pro Se

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

#### 9:19-11918 Mahmood Jafroodi

Chapter 7

Adv#: 9:20-01024 Ramirez et al v. Jafroodi

#### #25.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01024. Complaint by Carolina Ramirez, Luis Angel Colunga Gocabar, Nelly Gonzales, Margarita Hernandez, Rigoberto Saavedra, Liney Silva against Mahmood Jafroodi. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(65 (Dischargeability - other)) (Guevara Zamora, Cecilia)

FR. 4-29-20, 7-15-20, 9-16-20, 1-20-21, 2-2-21, 3-17-21

Docket 1
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> Based on the parties' representations in their joint status report, the Court will continue this status conference to 7/21/21 at 2:30 p.m. The parties are required to file and serve an updated status report no later than 7/7/21. Appearances waived.

Final Ruling for March 17, 2021: Based on the parties' representations in their joint status report, the Court will continue this status conference to 5/26/21 at 2:30 p.m. The parties are required to file and serve an updated status report no later than 5/12/21.

#### Ruling for February 2, 2021

Continued to March 17, 2021 at 2:30 p.m. Joint status report is due March 3, 2021.

**Ruling for September 16, 2020:** Continued to 1/20/21 at 2:30 p.m. Plaintiffs must file and serve a notice of continued status conference.

**Ruling for 7/15/20:** Continued to 9/16/20 at 2:30 p.m. An updated status report is not required. Plaintiff must file and serve a notice of continued status conference.

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

### **CONT...** Mahmood Jafroodi

Chapter 7

### **Ruling for 4/29/20:**

Status conference continued to July 15, 2020 at 2:30 p.m. Plaintiff to file and serve a notice of continued status conference. The parties must file an updated status report by July 1, 2020. The Defendant's motion to dismiss is also continued to July 15, 2020 at 2:30 p.m. The Defendant shall file and serve a notice of continued hearing. All the response deadlines regarding that motion will be based on the July 15, 2020 hearing date.

#### **Party Information**

#### **Debtor(s):**

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

**Defendant(s):** 

Mahmood Jafroodi Represented By

David Seror Ryan Coy

**Plaintiff(s):** 

Carolina Ramirez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Luis Angel Colunga Gocabar Represented By

Cecilia Guevara Zamora

Ezra Kautz

Nelly Gonzales Represented By

Cecilia Guevara Zamora

Ezra Kautz

Margarita Hernandez Represented By

Cecilia Guevara Zamora

Ezra Kautz

# United States Bankruptcy Court Central District of California Northern Division

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

CONT... Mahmood Jafroodi Chapter 7

Rigoberto Saavedra Represented By

Cecilia Guevara Zamora

Ezra Kautz

Liney Silva Represented By

Cecilia Guevara Zamora

Ezra Kautz

**Trustee(s):** 

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

9:20-10954 Whittaker Bradley

Chapter 7

Adv#: 9:21-01010 Namba v. Mesker

#26.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01010. Complaint by Jerry Namba against Julie Marie Mesker. (\$350.00 Fee Charge To Estate). COMPLAINT TO DETERMINE THE EXTENT OF THE BANKRUPTCY ESTATES INTEREST IN REAL PROPERTY Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Olmstead, Reed)

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the court to June 9, 2021 at 2:30pm.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

**Defendant(s):** 

Julie Marie Mesker Pro Se

Plaintiff(s):

Jerry Namba Represented By

Reed H Olmstead

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#27.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01002. Complaint by White Winston Select Asset Funds, LLC against Figueroa Mountain Brewery, LLC. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to June 2, 2021, at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Pro Se

Plaintiff(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#28.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01011. Complaint by Jordanos, Inc./Pacific Beverage Company against White Winston Select Asset Funds, LLC. Felicita)

Docket 1

\*\*\* VACATED \*\*\* REASON: Dismissal was entered on 4/29/21.

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

White Winston Select Asset Funds, Pro Se

**Plaintiff(s):** 

Jordanos, Inc./Pacific Beverage Represented By

Felicita A Torres

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

#29.00 Hearing

RE: [18] Motion to Dismiss Adversary Proceeding Notice and Motion to Dismiss Complaint Under FRCP 12(B)(6); Memorandum of Points and Authorities, with

Proof of Service

Docket 18

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to June 2, 2021, at 10:00 a.m.

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

Defendant(s):

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young Eve H Karasik

Trustee(s):

Susan K Seflin (TR) Pro Se

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

#30.00 CONT'D Status Hearing

RE: [1] Adversary case 9:21-ap-01003. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. (4) and (6) (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Young, Beth Ann)

FR. 3-8-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to June 2, 2021, at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Pro Se

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young Eve H Karasik

Trustee(s):

Susan K Seflin (TR) Pro Se

5/26/2021 8:18:22 AM

Wednesday, May 26, 2021

**Hearing Room** 

201

2:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01004 White Winston Select Asset Funds, LLC v. Dietenhofer

#31.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01004. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the Court to June 2, 2021, at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Pro Se

Plaintiff(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

**Thursday, May 27, 2021** 

**Hearing Room** 

201

1:30 PM

9: Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618258954

**ZoomGov meeting number:** 161 825 8954

**Password:** 037157

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Thursday, May 27, 2021** 

**Hearing Room** 

201

1:30 PM

#### 9:21-10412 Orcutt Rancho, LLC

Chapter 11

**#1.00** CONT'D Hearing.

FINAL APPROVAL HEARING RE: [6] Emergency motion, Motion for Authority to Obtain Credit Under Section 364(b), Rule 4001(c) or (d) Emergency Motion for Interim and Final Orders: (I) Authorizing Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Claims; (III) Granting Adequate Protection to Prepetition Secured Creditors; (IV) Modifying the Automatic Stay; and (V) Granting Related Relief

FR. 4-26-21, 5-25-21

Docket 6

#### **Tentative Ruling:**

### Ruling for May 25, 2021

Continued to 1:30 p.m. on May 27, 2021

#### Ruling for April 26, 2021:

Denied on an interim / emergency basis. Final approval hearing to be held on May 19, 2021 at 10:00 a.m.

Debtor's revised motion, supplemental evidence and notice of hearing to be filed by May 7, 2021.

Opposition to be filed by May 14, 2021

Reply papers to be filed by May 18, 2021.

#### **Party Information**

#### **Debtor(s):**

Orcutt Rancho, LLC Represented By

Brett A Axelrod

Movant(s):

Orcutt Rancho, LLC Represented By

Brett A Axelrod

**Thursday, May 27, 2021** 

**Hearing Room** 

303

2:30 PM

**1:19-10959** Heaven Hospice Inc.

Chapter 7

Adv#: 1:21-01008 Seror, Chapter 7 Trustee v. Rubanenko et al

#2.00 Status conference re complaint for:avoidance and recovery of fraudulent transfers [11 U.S.C. §§ 544, 548(a)(1)(A) and (B), 550(a)(1)-(2) and Cal. Civ. Code § 3439, et seq.]

fr. 3/26/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 7/22/21 at 1:30 p.m. per order entered on 5/13/21 [doc #11]

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Heaven Hospice Inc. Represented By

Michael Jay Berger

**Defendant(s):** 

Adam Rubanenko Pro Se

Roy Rubanenko Pro Se

**Plaintiff(s):** 

David Seror, Chapter 7 Trustee Represented By

Ryan Coy

**Trustee(s):** 

David Seror (TR) Represented By

Jessica L Bagdanov

Ryan Coy

Friday, May 28, 2021

**Hearing Room** 

303

10:00 AM

1: Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1608729903

ZoomGov meeting number: 160 872 9903

Password: 261955

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Friday, May 28, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#0.10 Triumph Capital Partners LLC's motion to substitute party due to transfer of interest pursuant to FRCP 25(c)

Docket 95

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

#### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Friday, May 28, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#1.00 Motion for relief from stay [RP]

TRIUMPH CAPITAL PARTNERS, LLC

fr. 3/23/21, 4/27/21; 4/28/21

Docket 50

### **Tentative Ruling:**

### Ruling for April 28, 2021

Continued to 5/28/21 @ 10:00 a.m.

The record on the substantive issues is closed. Movant to file a motion under FRCivP 25(c) to substitute HMC Assets LLC for Triumph Capital by 5/14/21

#### Ruling for March 23, 2021

Continued to 4/27/21 @ 10:00 a.m.

Movant to serve the lienholders with the motion and to serve debtor and debtor's counsel with notice of cont'd hearing and the deadlines below by 4/16/21.

If Movant wants to rely on the BPO attached as exhibit 4 as evidence of value, Movant must file a broker's declaration by 4/16/21. Any supplemental evidence from

the Dtr must be filed by 4/16/21. Movant and the debtor may respond to any supplemental filings by 4/23/21.

#### **Party Information**

#### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Friday, May 28, 2021

**Hearing Room** 

303

10:00 AM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#2.00 Status conference re chapter 11 voluntary petition non-individual

fr. 2/3/21. 4/13/21; 4/28/21

Docket 1

### **Tentative Ruling:**

### **Ruling for February 3, 2021:**

Bar Date is March 31, 2021. Bar Date Notice to be be served by February 17, 2021. The deadline to file a plan and disclosure statement in docket no. 1 is vacated. The new deadline is April 30, 2021. Debtor to lodge a scheduling order. Status conference continued to April 13, 2021 at 1:30 p.m. An updated status report is due by April 6, 2021.

### **Party Information**

#### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

Friday, May 28, 2021 Hearing Room 303

10:00 AM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#3.00 Motion for relief from stay [UD]

JOSEPH H. SCHARLIN

Docket 93

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

Friday, May 28, 2021

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#4.00 Motion for relief from stay [PP]

JP MORGAN CHASE BANK, N.A.

Docket 96

### **Tentative Ruling:**

# **Tentative Ruling for May 28, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than June 4, 2021.

#### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

Friday, May 28, 2021 Hearing Room 303

11:00 AM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#5.00 Application to employ David R. Hagen of Hagen Realty

as real estate broker

Docket 81

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

Friday, May 28, 2021

**Hearing Room** 

303

11:00 AM

1:18-12433 Airlux Aircraft, Inc.

Chapter 7

#6.00 Trustee's final report and applications for compensation

Docket 270

### **Tentative Ruling:**

## Final Ruling for May 28, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than June 4, 2021.

### **Party Information**

**Debtor(s):** 

Airlux Aircraft, Inc. Represented By

Moises S Bardavid

**Trustee(s):** 

Elissa Miller (TR) Represented By

Steven Werth

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#7.00 Application for compensation, amended brief In support of third and final fee application for compensation for legal services rendered and reimbursement of expenses on behalf of Law Office of Lionel E. Giron for period: 4/23/2020 to 5/7/2021, fee: \$14,792.50, expenses: \$171.00.

Docket 144
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

Final Ruling for May 28, 2021: Debtor did not file and serve the supplemental Zoom notice of hearing as required by Judge Barash. Debtor must file and serve the supplemental notice no later than May 28, 2021 at 5:00 p.m. The hearing will be continued to June 15, 2021 at 1:30 p.m. Appearances are waived.

#### **Party Information**

#### **Debtor(s):**

Jose Jesus Ortiz

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P. Sanchez

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:19-13015 Oscar R. Ortega

Chapter 11

#8.00 Confirmation Hearing

fr. 1/5/21, 3/23/21, 4/6/21

Docket 60

### **Tentative Ruling:**

#### Ruling for April 6, 2021:

Debtor to file an amended or corrected plan and disclosure statement correcting the issues addressed by the Court at the heairng. The disclosure statement is approved.

The Court sets the following confirmation schedule:

4/16/21 – Debtor to serve solicitation packages and written notice of confirmation hearing and ballot & objection deadline on all creditors;

5/14/21 @ 5:00 p.m. – deadline for counsel to receive ballots; objection deadline;

5/21/21 – deadline for Debtor to file confirmation brief and all evidence in support of confirmation; and

5/28/21 @ 1:30 p.m. – confirmation hearing

#### **Ruling for January 5, 2021**

Continued to March 23, 2021 at 1:30 p.m. Debtor to file an amended disclosure statement and amended plan addressing the issues identified by the Court on the record by February 9, 2021.

Debtor to correct the service defects and serve notice on all creditors by February 9, 2021.

#### **Party Information**

#### **Debtor(s):**

Oscar R. Ortega

Represented By
Robert M Yaspan

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:19-13015 Oscar R. Ortega

Chapter 11

#9.00 Scheduling and case management conference

fr. 1/22/20, 5/13/20, 6/8/20, 7/13/20, 11/20/20, 1/5/21, 3/23/21, 4/6/21

Docket 1

#### **Tentative Ruling:**

#### Ruling for April 6, 2021:

Continued to 5/28/21 @ 1:30 p.m

#### Ruling for January 5, 2021

Continued to March 23, 2021 at 1:30 p.m.

Ruling for July 13, 2020: Continued to 11/20/20 at 1:30 p.m. If Debtor has filed a disclosure statement, then the filing of a status report is waived. If the Debtor does not file a disclosure statement, then the Debtor must file an updated status report.

**Ruling for June 8, 2020:** Debtor to file a supplemental declaration regarding the budget. Continued to 7/13/20 at 1:30 p.m. New status report is waived for the 7/13/20 hearing.

#### **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30 p.m. If the debtor provides evidence of the commercial insurance to the US Trustee, the Court will entertain a brief motion to continue the June status conference to September.

Ruling for January 22, 2020: The Court sets a general claims bar date of 3/31/20. Debtor must serve claims bar date by 1/29/20. No deadline for objections to claims. The deadline to file a plan and disclosure statement is 9/30/20. Status conference is continued to 5/13/20 at 1:30 p.m. Status report update must be filed by 4/29/20.

### **Party Information**

Friday, May 28, 2021 Hearing Room 303

<u>1:30 PM</u>

CONT... Oscar R. Ortega Chapter 11

**Debtor(s):** 

Oscar R. Ortega Represented By
Robert M Yaspan

5/28/2021 9:26:40 AM

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:19-10459 Erum Kolsy

Chapter 11

#10.00 Post confirmation status conference

fr. 4/27/21

Docket 105

### **Tentative Ruling:**

Ruling for April 27, 2021: Continued to 5/28/21 at 1:30 p.m. Debtor must file a complete post-confirmation status report by 5/21/21. Debtor should also set the motion to close the case for 5/28/21 at 1:30 p.m.

### **Party Information**

### **Debtor(s):**

Erum Kolsy

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P. Sanchez

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:21-10002 Parmelee Investments LLC

Chapter 11

#11.00 Status conference re chapter 11 case

fr. 2/16/21

Docket

\*\*\* VACATED \*\*\* REASON: Continued to 7/20/21 @ 1:30 p.m.

### **Tentative Ruling:**

Ruling for February 16, 2021: Continued to 5/28/21 at 1:30 p.m. The bar date is set for 4/16/21. Debtor must file and serve a bar date notice no later than 2/23/21. The deadline to file a plan and disclosure statement is 5/4/21. If this deadline is met, then no new status report is required. If Debtor is unable to file a timely plan and disclosure statement, then Debtor must file a status report and a motion to continue the plan and disclosure statement deadline. Debtor must lodge a scheduling order.

#### **Party Information**

#### **Debtor(s):**

Parmelee Investments LLC

Represented By Matthew Abbasi

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#12.00 Status conference re chapter 11 plan confirmation

fr. 4/2/21; 5/11/21

Docket 49

### **Tentative Ruling:**

### Ruling for April 2, 2021:

Tentative adopted. If Debtor needs more time it can file a brief motion to extend the deadlines below.

Tentative Ruling for April 2, 2021: The Court has reviewed the Debtor's subchapter V plan (the "Plan"). The Court notes the following facial infirmities in the Plan which make it inappropriate to permit solicitation and set a confirmation hearing at this time. The Court will permit the Debtor to file an amended plan that addresses these issues no later than April 27, 2021 and continue the plan status conference to May 11, 2021 at 1:30 p.m. At the continued status conference, if the Court is persuaded that these issues have been adequately addressed, the Court will set a date for a plan confirmation hearing, as well as solicitation and briefing deadlines.

1. <u>Liquidation Analysis</u>. The liquidation analysis in section I.C is cursory, incomplete and unacceptable. A liquidation analysis needs to account for all of the debtor's property and estimate the amount that would be yielded for each of those assets if liquidated in a hypothetical chapter 7.

The brief discussion here acknowledges that the Debtor has equity interests in various businesses but makes no attempt to value those interests if they were liquidated by a chapter 7 trustee. In a single sentence, this section mentions a property and something about costs of sale, but to someone other than a bankruptcy lawyer this sentence is unintelligible. Further, no other information is given about the Debtor's other tangible and intangible property interests. This is not an adequate liquidation analysis.

The liquidation analysis should illustrate the "waterfall" of distribution in a

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Brian Anthony Veskosky

Chapter 11

hypothetical chapter 7 case. This is most effectively done in an exhibit (i.e., a detailed chart), together with detailed explanatory text. No such exhibit was provided, even though it is clearly contemplated by Official Form 425A. Moreover, the text explains very little.

The Debtor must amend the Plan to include a real liquidation analysis. The analysis should, at a minimum, account for all of the Debtor's assets, identify estimated liquidation values and the basis for those values for each asset or category of assets, identify each of the secured creditors and the amounts of their claims, estimate all administrative expenses in a chapter 7 liquidation of the estate, estimate the amount of priority unsecured claims, estimate the amount of unsecured claims, and show the "math."

- 2. <u>Class 1 Priority Tax Claim</u>: In Article 2, dealing with "Classification of Claims and Interests," the Plan states that Class 1 priority claims will be paid within 24 months of the effective date under the Plan. In Article 3, dealing with "Treatment of Claims and Interests," the Plan states that Class 1 priority claims will be paid in full on the Effective Date. The Debtor must fix this inconsistency. The Court notes that Article 2 should not contain any treatment information in any event, as that section should only address classification.
- 3. Franchise Tax Board, Proof of Claim #1: The FTB filed a proof of claim on December 11, 2020. The claim is listed as secured in the amount of \$32,407.69. Upon the filing of the claim, it was deemed allowed. 11 U.S.C. § 502(a). The Plan, however, fails to address this claim in any way. Was it simply an oversight? Does the Debtor intend to object to the claim and obtain an adjudication prior to confirmation? If not, how does the plan propose to deal with it? These issues must be clarified.
- 4. <u>Class 2 Secured Claims</u>. These subsections are ambiguous. Are you purporting to describe the existing terms of these secured claims? Or the modified terms of these claims, following treatment under the plan? This must be clarified.
- 5. <u>Class 3</u>. The Debtor contends there are just two allowed claims in Class 3. The Plan should specifically identify the holders of these claims by name and the amounts at which those claims are allowed. The Court notes that the Debtor has

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Brian Anthony Veskosky

Chapter 11

scheduled a series of disputed claims in very significant amounts. Although claims that are scheduled as disputed in a chapter 11 case are not deemed allowed, see 11 U.S.C. § 1111(a), the Court believes that the additional specificity is warranted—so it is absolutely clear which unsecured creditors the plan is proposing to pay.

- 6. <u>Class 3 Impairment?</u> The Plan fails to state whether Class 3 is impaired. It appears from the Plan that the class *is* impaired and should be designated accordingly.
- 7. <u>Voting Classes.</u> Subject to the foregoing, the Plan generally identifies which classes are impaired but fails to identify which classes are entitled to vote.
- 8. <u>Executory Contract/Unexpired Lease.</u> The Plan asserts that the Debtor has no executory contracts or unexpired leases. The Debtor, however, identifies a vehicle lease in his Schedule G, the Schedule of Executory Contracts and Unexpired Leases. Why the discrepancy? Either the Plan or Schedule G must be amended.
- 9. <u>Effective Date Funding Requirements.</u> The Plan should—but does not—identify the amount of cash necessary to satisfy all claims that will be due on the occurrence of the effective date of the Plan. The Court believes this is an important element of the Plan. In connection with confirmation, and satisfying his burden with respect to feasibility, the Debtor will have to show that the funds are available to satisfy this amount.
- 10. Administrative Expense Claims. The text of section 3.01 is nonsensical. It says that there are no unclassified administrative expense claims. In the next section, section 3.02, the Plan states that there *are* unclassified administrative expense claims, i.e., administrative expenses of the Sub V trustee. Why did the Debtor deviate here from the text of Official Form 425A with respect to section 3.01? What was the Debtor trying to achieve? Section 3.01 is inconsistent with section 3.02 (and common sense) and should be corrected.

Further, Section 3.02 is infirm on its face for multiple reasons. First, it provides no *treatment* for any administrative expense claim. Treatment must be specified. Second, it identifies no administrative expense claims other than the Sub V trustee. This is not plausible. What about counsel? Is counsel working for free? What about administrative tax claims and other obligations that arose in the ordinary course of the

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Brian Anthony Veskosky

Chapter 11

Debtor's affairs during the case? Third, it is inadequate to say the Sub V fees are not known. The Debtor should endeavor to get an estimate from the Sub V trustee and the Sub V trustee should accommodate such a request.

- 11. <u>180 Day Income and Expense Projections</u>. These projections are potentially confusing to creditors because they do not clearly reflect all payments that will be due under the plan and do not clearly show whether the Debtor is able to meet those obligations. There are references to payments on a first, second and third deed of trust. To which classes under the Plan do these payments correspond? Where are the payments on administrative expenses and priority tax claims? Where are the payments to the holders of unsecured claims? Presumably some of these payments will be on the effective date of the plan and some over time—that needs to be shown.
- 12. <u>Provisions on Default.</u> Article 10 of the Plan states that if the Debtor does not make all required plan payment, the plan's default provisions will control. Those provisions, at least as described in section 10.01, are incomplete. They propose a process for noticing a default but say nothing of the consequences of a failure to cure. What is the point of having default procedures if they don't say what happens?

#### **Party Information**

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#13.00 Status conference re chapter 11 subchapter V voluntary petition individual

fr. 1/19/21, 2/3/21, 3/23/21; 4/2/21; 5/11/21

Docket 1

### **Tentative Ruling:**

### Ruling for April 2, 2021:

Continued to May 11, 2021 at 1:30 p.m.

#### Ruling for February 3, 2021:

Debtor to file the projections omitted from the status report by February 5, 2021. Status conference is continued to March 23, 2021 at 1:30 p.m.

### **Party Information**

### **Debtor(s):**

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

### 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#14.00 Creditors' motion to dismiss or convert bankruptcy case under 11 U.S.C. section 1112(b)

fr. 12/11/19; 1/22/20 (stip), 2/19/20; 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21; 3/26/21

Docket 59

\*\*\* VACATED \*\*\* REASON: Continued to 6/15/21 @ 2:30 p.m. per order entered 5/5/21. Case dkt. 347.

#### **Tentative Ruling:**

#### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

#### **Ruling for February 17, 2021**

Continued to March 26, 2021 @ 10:00 a.m.

#### Ruling for December 8, 2020

Continued to February 16, 2021 @ 1:30 p.m. If Movants choose withdraw this Motion and file a new Motion with new grounds for relief, those papers must be filed by January 26, 2021. Debtors' response will be due February 2, 2021 and any supplemental reply will be due February 9, 2021.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

**Ruling for June 8, 2020:** Continued to 9/2/20 at 1:30 p.m. 8/19/20 is deadline for

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Movant to file supplement. 8/26/20 is the deadline for the Debtor to respond. The parties are ordered to meet and confer on a discovery schedule within the next 10 days.

#### **Ruling for 2/19/20:**

Continued to May 13, 2020 at 1:30 p.m.

#### Ruling for December 11, 2019

Continued to 1/22/20 at 1:30 p.m.

### **Party Information**

#### **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#15.00 Creditor's motion to disallow debtors' claimed homestead exemption

fr. 11/13/19 (stip); 12/11/19 (stip); 1/22/20 (stip); 4/1/20(stip); 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/9/20, 12/8/20, 2/16/21, 2/17/21; 3/26/21

Docket 41
\*\*\* VACATED \*\*\* REASON: Continued to 6/15/21 @ 2:30 p.m. per order entered 5/5/21. Case dkt. 347.

#### **Tentative Ruling:**

#### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

#### **Ruling for February 17, 2021**

Continued to March 26, 2021 @ 10:00 a.m.

# Ruling for December 8, 2020

Continued to February 16, 2021 @ 1:30 p.m. to trail the amended disclosure statement.

## Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. However, no new briefing is ordered. This will be a status conference on the motion.

## **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#16.00 Pretrial Conference Re: Confirmation

fr. 2/16/21, 2/17/21; 3/26/21

Docket 328

\*\*\* VACATED \*\*\* REASON: contined to 6/15/21 at 2:30 p.m per order entered on 5/5/21 [dkt 347]

## **Tentative Ruling:**

## Ruling for March 26, 2021:

The Court conditionally approves the disclosure statement subject to the following: Debtors to correct the errors noted by the Court, update the administrative priority claims, the current amount of the Judgment Creditors' claims (the Judgment Creditors are require to send counsel for the Debtors updated calculations within seven days), the reference to the Judgment Creditors' remedies on default should clarify that notices required under state law are "if any," and the amount of the new value contribution (including redlines) by April 16, 2021. The Debtors' lodged disclosure statement should allow creditors four weeks after solicitation packages are served to submit their ballots. Deadlines for objections and confirmation briefs will be set at

Confirmation is deemed to be a contested manner under FRBP 9014. Counsel to confer on a discovery plan in the next seven days. Discovery to be completed by May 28, 2021. Continued to May 28, 2021 at 1:30 p.m. as a pre-trial conference re: confirmation. The Court will issue an order re: what the parties are required to file as a joint pre-trial stipulation.

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m. Debtors to file their amended disclosure statement and plan by March 19, 2021. Objections may be presented orally at the hearing.

## **Party Information**

## **Debtor(s):**

Pierrick Brillouet

Represented By

5/28/2021 9:26:40 AM

Friday, May 28, 2021 Hearing Room 303

<u>1:30 PM</u>

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet Chapter 11

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#17.00 Status conference re: chapter 11 case

fr. 9/10/19, 12/11/19, 1/22/20, 3/19/20, 5/13/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21; 3/26/21

Docket 1

\*\*\* VACATED \*\*\* REASON: contined to 6/15/21 at 2:30 p.m. per order entered on 5/5/21 [dkt 347]

#### **Tentative Ruling:**

#### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m.

#### Ruling for December 8, 2020

The Rule 2015.3 reports which were due in September 2020 must be filed by December 22, 2020.

Debtors amended disclosure statement and amended plan, including redlines, to be filed by January 26, 2021. Objections to the amended disclosure statement to be filed by February 2, 2021. Debtors reply to any such objections to be filed by February 9, 2020. A hearing on the forthcoming amended disclosure statement will be held February 16, 2021 @ 1:30 p.m.

The status conference is continued to February 16, 2021 @ 1:30 p.m.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

**Ruling for June 8, 2020:** Plan confirmation hearing set for 9/2/20 at 1:30 p.m. Deadline for objections to plan confirmation is 8/19/20. Deadline for the Debtor to file a brief in support of confirmation and response to objections is 8/26/20. No new status report needed.

#### Ruling for May 13, 2020:

Continued to June 8, 2020 at 1:30 p.m. Debtor to file and serve a notice of continuance.

## May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

#### Ruling for December 11, 2019

Continued to 1/22/20 at 1:30 p.m.

#### Ruling for September 10, 2019

The application to employ the Orantes Law Firm is set for hearing on October 7, 2019 at 1:30 p.m. The Orantes Law Firm shall files its supplemental brief by September 23, 2019 on the issues identified by the Court during the status conference. Any opposition shall be filed by September 30, 2019.

The bar date is set for November 1, 2019. Notice of the bar date to be filed and served by September 17, 2019.

Continued to December 11, 2019 at 1:30 p.m. Dtr to file and serve a notice of continued status conference. Dtr to file an updated status report by November 27, 2019.

#### **Party Information**

Friday, May 28, 2021 Hearing Room 303

<u>1:30 PM</u>

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

**Chapter 11** 

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

#### 1:19-11192 **Anait Akopyan**

Chapter 11

#18.00 Debtor's second amended disclosure statement describing second amended chapter 11 plan of reorganization: # 2 Exhibit Exhibits A - E
# 3 Exhibit Exhibits :F- H; # 4 Exhibit Exhibits I - K; # 5 Exhibit Exhibits L - M;
# 6 Exhibit Exhibits

fr. 4/6/21, 5/11/21, 5/18/21

Docket 210

## **Tentative Ruling:**

#### **Tentative Ruling for May 28, 2021**

The Court has reviewed the Debtor's Second Amended Disclosure Statement ("SADS," case dkt. 210) and the exhibits thereto. The hearing is continued to **June 15, 2021 at 2:30 p.m.** The Debtor shall be prepared to address the following:

Issues regarding Title to the Catalina Property and the Kingswell Property
Debtor states she "holds title with her non-filing deceased spouse (passed away in
January 2020) (67%) and with her son, Vartan Akopyan (33%)" to the Catalina
Property and the Kingswell Property. SADS at 10:26-11-5. As a threshold matter,
Debtor needs to disclose the name of her deceased spouse. Debtor also needs to
disclose in the body of the disclosure statement the date on which her son, Vartan
Akopyan ("Vartan") became a co-owner of each property and whether title is held as
joint tenants or tenants in common. Exhibit M to the SADS is an appraisal of the
Catalina Property which includes within the written appraisal a recorded *Judgment After Trial* entered on October 9, 2018 (the "Catalina Judgment") by the LASC in an
action styled as *Deutsche Bank National Trust, etc. v. Anait Akopyan and Sogomon Akopyan, husband and wife; Vardan Akopyan, et al.*, case number BC648828 (the
"LASC Deutsche Bank Action"). Case Dkt. 210-4 at 68-73. The Catalina Judgment
states, in pertinent part:

6. Defendants Anait Akopyan, Sogomon Akopyan and Vartan Akopyan hold fee simple title to the Real Property as Joint Tenants, under a Grant Deed recorded November 15, 2011.

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

# **CONT...** Anait Akopyan

Chapter 11

*Id.* at 72. These details regarding when Vartan was added to the title to the Catalina Property need to be disclosed in the body of the disclosure statement.

The date on which Vartan became a co-owner of the Kingswell Property and any prior adjudications regarding Debtor's ownership of the Kingswell Property need to be disclosed in the body of the disclosure statement.

## Issues regarding the Liens Encumbering the Kingswell Property

The SADS only discloses four liens encumbering the Kingswell Property but the documents attached collectively as Exhibit K disclose nine liens:

Liens Encumbering the Kingswell Property per SADS at 13			Liens Encumbering the Kingswell Property per Exhibit K to the SADS			
PRIORITY	RECORDATION DATE	LIENHOLDER & AMOUNT	PRIORITY	RECORDATION DATE	LIENHOLDER & AMOUNT	
1 <sup>st</sup>	DOT	Mr Cooper \$1,145,162	1 <sup>st</sup>	8/31/2006 DOT POC#3 at 25.	Mr Cooper / Nationstar \$1,145,162	
2d	DOT	Real Time Resolutions \$456,165.68	2d	8/31/2006 @ 8:00 a.m. DOT (expressly subordinated ) POC#7	Real Time Resolutions \$456,165.68	
			3d	6/25/2010 judgment lien SADS, Exh. K, case dkt. 210-3 at 16-18.	JPMorgan Chase \$887,969	

# United States Bankruptcy Court Central District of California San Fernando Valley

# Judge Martin R. Barash, Presiding Courtroom 303 Calendar

Friday, May 28, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Anait Akopyan Chapter 11

3d	"lien"	Apex Equity Holdings \$15,000	4th	3/1/11 DOT SADS, Exh. K, case dkt. 210-3 at 53-57.	Apex Equity Holdings \$15,000
			5 <sup>th</sup>	3/1/12 judgment lien SADS, Exh. K, case dkt. 210-3 at 20-29.	Pondella \$102,745.72
			6 <sup>th</sup>	12/20/12 Judgment lien SADS, Exh. K, case dkt. 210-3 at 31-34.	AmEx \$47,591.64
			7 <sup>th</sup>	Judgment lien SADS, Exh. K, case dkt. 210-3 at 36-39.	Citibank \$4,067.66
			8 <sup>th</sup>	5/19/14 judgment lien SADS, Exh. K, case dkt. 210-3 at 41-44.	Olympia Financial \$38,803.90 POC#4

Friday, May 28, 2021 Hearing Room 303

11

<u>1:30 PN</u>	<u>1</u>						
CONT.	A	anait Akopyan					Chapter 1
	4 <sup>th</sup>	tax lien	FTB	9 <sup>th</sup>	4/10/17 FTB	FTB	
			\$19,925.65		tax lien re:	\$19,925.65	
					Karapet		
					Emboyan		
					SADS, Exh.		
					K, case dkt.		
					210-3 at		

The body of the disclosure statement needs to disclose all of the liens encumbering the Kingswell Property. The plan needs to provide a separate class for each lien encumbering the Kingswell Property.

59-60

## Issues regarding Specific Liens: 6/25/10 Judgment Lien of JPMorgan Chase

- 1. The 6/25/10 abstract of judgment in favor of JPMorgan Chase recorded in Los Angeles County created a judgment lien that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, JPMorgan Chase's judgment lien attached to both the Catalina Property and the Kingswell Property. The SADS only lists this as a judgment lien against the Catalina Property and does not explain or address why the judgment lien is not also attached to the Kingswell Property.
- 2. The Second Amended Plan ("SAP") does not include a separate class for the JPMorgan Chase judgment lien encumbering the Kingswell Property.
- 3. The SADS states that Vartan is "not a co-obligor on the judgment liens" other than the Pondella judgment lien, and therefore the judgment liens only attach to the Debtor's 67% interest. SADS at 16:10-18. The 6/25/10 JPMorgan Chase judgment lien predates the addition of Vartan to the title of the Catalina Property on 11/15/11. Depending upon when Vartan was added to the title of the Kingswell Property, this judgment lien may also predate Vartan's interest in Kingswell. It appears that only the Debtor was on title to the Catalina Property on 6/25/10. Therefore, the judgment lien attached to the Debtor's

Friday, May 28, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

#### **CONT...** Anait Akopyan

Chapter 11

100% interest in the Catalina Property. Cal. Civ. Proc. § 697.340(a). The joint tenancy interests conveyed by the Debtor to Sogomon and Vartan in 2011 were encumbered by the senior JPMorgan Chase judgment lien. Cal. Civ. Proc. § 697.390(a). The SADS, however, suggests that Vartan's 33% interest in the Catalina Property is not encumbered by the JPMorgan Chase judgment lien merely because he was not a defendant to the action in which judgment was entered against the Debtor. SADS at 11:17-18, 16:10-18, 31:26-32:12. This is contrary to the express language of Cal. Civ. Proc. § 697.390(a) ("If an interest in real property that is subject to a judgment lien is transferred or encumbered without satisfying or extinguishing the judgment lien: (a) The interest transferred or encumbered remains subject to a judgment lien created pursuant to Section 697.310 in the same amount as if the interest had not been transferred or encumbered").

4. The SAP states the Class 1(C) judgment lien of JPMorgan Chase will be stripped of the Catalina Property upon completion of payments under the SAP. SAP at 11. As previously discussed at prior disclosure statement hearings, a plan which purports to strip a lien off of property which is not property of the estate (e.g., Vartan's 33% interest in the Catalina Property) is patently unconfirmable.

## Issues regarding Specific Liens: 3/1/12 Judgment Lien of Dan Pondella

- 1. The 3/1/12 abstract of judgment recorded in Los Angeles County created a judgment lien that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, Pondella's judgment lien attached to both the Catalina Property and the Kingswell Property. The SADS only lists this as a judgment lien against the Catalina Property and does not explain or address why the judgment lien is not also attached to the Kingswell Property.
- 2. The SAP does not include a separate class for the Pondella judgment lien encumbering the Kingswell Property.

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

3. The SAP states the following regarding the Class 1(D) judgment lien of Pondella:

"Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded . . . and Dan Pondella's judgment lien shall be null and void and such lien shall not act as an encumbrance *on the Property*"

SAP at 12:7-12. The SADS discloses that Vartan, a co-judgment debtor, caused Pondella to record a satisfaction of judgment as to Vartan's 33% interest in the Catalina Property, thereby permitting the Debtor to strip the Pondella judgment lien on her interest in the Catalina Property. The language in the SAP needs to state "... such lien shall not act as an encumbrance on the Debtor's 67% interest in the Property" to clarify that confirmation of a plan does not strip any liens off of Vartan's 33% interest.

Additionally, what does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to Pondella. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

# Issues regarding Specific Liens: 8/8/16 DOT in favor of Jesus Landeros on the Catalina Property

The SAP states the following regarding the Class 1(H) deed of trust of Jesus Landeros:

"Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded . . . and Jesus Landeros' lien shall be null and void and such lien shall not act as an encumbrance on the Property"

SAP at 14:27-15:5. The language in the SAP needs to state "... such lien shall not

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

act as an encumbrance *on the Debtor's 67% interest in the Property*" to clarify that confirmation of a plan does not strip any liens off of Vartan's 33% interest.

Additionally, what does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to Landeros. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

# Issues regarding Specific Liens: 3/1/11 DOT in favor of Apex Equity Holdings on the Kingswell Property

- 1. The SADS asserts the Apex Equity Holdings DOT (the "Apex DOT") is "Disputed by Debtor." SADS at 15:22. What does this language mean? The Debtor did not list this debt as disputed on Schedule D. Case Dkt. 15 at 15.
- 2. The SADS asserts the Apex DOT recorded on 3/1/11 encumbers only the Debtor's 67% interest in the Kingswell Property. SADS at 15:23. The Debtor offers no explanation or analysis for why the Apex DOT does not encumber the entire fee. As noted above, the SADS fails to disclose when the Debtor conveyed a 33% joint tenancy interest in the Kingswell Property to Vartan. Unless Vartan was a joint tenant on 3/1/11 when the Apex DOT was recorded, the Apex DOT encumbers the entire fee, not just the Debtor's 67% interest. The Court notes that in a related adversary proceeding, 1:19-ap-01099-MB, plaintiff Novastar LLC alleged that Vartan became a joint tenant on the title to the Kingswell Property in October 2011. If Vartan was not added to the title until October 2011, the SADS cannot state (without any explanation) that the Apex DOT only encumbers the Debtor's 67% interest.
- 3. The SAP states the Class 1(K) Apex DOT will be stripped off the Kingswell Property upon completion of payments under the SAP. SAP at 17-18. If the Apex DOT attached to the Kingswell Property before Vartan was added to the title, the Apex DOT encumbers Vartan's 33% interest and the SAP purports to strip the DOT off of Vartan's interest. As previously discussed at prior disclosure statement hearings, a plan which purports to strip a lien off of property which is not property of the estate is patently unconfirmable.

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

Issues regarding Specific Liens: Judgment Liens of American Express, Citibank and Olympia Financial

- 1. As noted above, the SADS fails to list the 12/20/12 judgment lien of American Express (the "AmEx Lien"), the 12/26/12 judgment lien of Citibank (the "Citibank Lien") or the 5/19/14 judgment lien of Olympia Financial (the "Olympia Lien") as liens encumbering the Kingswell Property. These abstracts of judgment recorded in Los Angeles County created judgment liens that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, the AmEx Lien, the Citibank Lien and the Olympia Lien attached to both the Catalina Property and the Kingswell Property.
- 2. The SAP needs to include separate classes for the AmEx Lien, the Citibank Lien and the Olympia Lien on the Kingswell Property.
- 3. The SAP provides treatment for the AmEx Lien, the Citibank Lien and the Olympia Lien encumbering the Catalina Property in Classes 1(E), 1(F) and 1(G) and in each instance the judgment lien is stripped off:

Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded by the Debtor . . . . and [AmEx / Citibank / Olympia's] judgment lien shall be null and void and such lien shall no longer act as an encumbrance on the Property at the time of recordation.

SAP at 12-14. What does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to AmEx or Citibank or Olympia. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

Issues regarding Specific Liens: FTB Tax Lien re: Kingswell

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

The SADS states the Kingswell Property is encumbered by a tax lien in favor of the FTB "against another individual by name Karapet Emboyan." SADS at 15. The recorded tax lien states that it "attaches to all property and rights to such property now owned or later acquired by the taxpayer" and identifies the taxpayer as Karapet Emboyan. Exh. K to the SADS, dkt. 210-3 at 60. The SADS fails to explain who Karapet Emboyan is or why the Debtor believes FTB tax lien attached to the SADS encumbers the Kingswell Property. The Novastar settlement agreement attached to the SADS at exhibit F suggests Emboyan was on title to the Kingswell Property at some point in time. The SADS needs to disclose enough facts to explain why the Debtor's plan includes provisions to strip off a tax lien that only attaches to property of Emboyan, who is not a debtor.

# Issues regarding the valuation of the Catalina Property and the Kingswell Property

The SAP proposes to strip 13-14 liens off of the two properties at confirmation pursuant to § 506 of the Bankruptcy Code based on the Debtor's assertion there is insufficient equity in each property for the liens to be fully secured. At confirmation the Debtor will have to present admissible evidence of the value of each property at confirmation. The appraisals attached to the SADS at exhibits L and M value the properties as of July 2020 and therefore are stale. The SADS currently states:

The Catalina Rental has a scheduled value of approximately \$2,200,000 as of the plan confirmation date.

SADS at 11:5-6.

The Kingswell Rental has a scheduled value of \$1,100,000 as of the plan confirmation date.

SADS at 13:4-5.

The SADS needs to clarify that these valuations are as of 7/22/20 and 7/25/20, respectively, and are not valuations "as of confirmation."

The SADS Needs to Correctly Identify the Classes Entitled to Vote for the SAP The SADS incorrectly suggests that any member of an impaired class is entitled to vote:

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

#### **CONT...** Anait Akopyan

Chapter 11

WHO MAY VOTE OR OBJECT

\* \* \*

ii. Who May Vote to Accept or Reject the Second Amended Plan

A creditor or interest holder has a right to vote for or against the Second Amended Plan if that creditor or interest holder has a claim which is both (1) allowed or allowed for voting purposes and (2) classified as an impaired class.

SADS at 43:17-20.

The SADS also incorrectly identifies the classes entitled to vote on the SAP:

... holders of Class 1(A), Class 1(B), Class 1(C), Class 1(D), 1(E), 1(F), 1(G), 1(H), 1(I), 1(J), 1(K), 1(L) and Class 2 are impaired that the holders of claims in these class [sic] are entitled to vote to accept or reject the Second Amended Plan.

SADS at 44:21-23.

The SAP provides that the only classes receiving anything under the SAP are: Secured Class 1(A) (Deutsche Bank / Mr. Cooper re Catalina Property), Secured Class 1(B) (Real Time Resolutions re Catalina Property); and Secured Class 1(I) (Deutsche Bank / Mr. Cooper re Kingswell Property).

None of the other classes receive payments or any other distributions under the SAP. Because Classes 1(C), 1(D), 1(E), 1(F), 1(G), 1(H), 1(K), 1(L) and 2 do not receive anything under the Plan, they are deemed not to have accepted the Plan by operation of Bankruptcy Code § 1126(g). Because they are deemed not to have accepted the SAP by operation of law, they are not entitled to vote. *In re Maremont Corp.*, 601 B.R. 1, 86 (Bankr. D. Del. 2019) ("Claims in Class 6... and Interests in Class 7 are Impaired and Holders of such Claims and Interests are deemed to have rejected the Plan pursuant to section 1126(g) of the Bankruptcy Code and are not entitled to vote to accept or reject the Plan").

The SADS needs to identify only Classes 1(A), 1(B) and 1(I) as the classes entitled to vote and needs to state that Classes 1(C), 1(D), 1(E), 1(F), 1(G), 1(H), 1(K), 1(L) and

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

# **CONT...** Anait Akopyan

Chapter 11

2 are deemed to reject the SAP.

## **Absolute Priority Rule Issues**

1. As a threshold matter, the disclosure statement does not need to include legal arguments or cite legal authorities. However, if the Debtor chooses to include such legal authorities, the description must accurately represent the issues addressed by those authorities. The SADS asserts that Todeschi v. Juarez (In re Juarez), 603 B.R. 610 (B.A.P. 9th Cir. 2019) addresses "whether the 'absolute priority rule' permits an individual debtor in a chapter 11 case to retain exempt property without making a commensurate 'new value' contribution." SADS at 47:18-21. In *Juarez*, the debtor made a new value contribution of \$15,000; Juarez, therefore, is not a case addressing whether an individual debtor can violate the absolute priority rule without making a new value contribution. It is also far from clear that *Juarez* is applicable to the Debtor's SAP. Under the SAP, unlike the debtor in *Juarez*, the Debtor does not make a new value contribution. In *Juarez*, the debtor made payments to a class of general unsecured creditors over five years. Under the SAP, the Debtor makes no payments to Class 2 (General Unsecured Creditors). Additionally, under the SAP the Debtor retains her 67% ownership in the Catalina Property and the Kingswell Property, neither of which are exempt properties. Under the SAP the Debtor retains her rights to the rental income generated by the properties (\$19,089 / month combined gross rent, which totals \$1,145,340 over the 5-year term of the SAP). Debtor did not claim an exemption in any of the income to be generated by the properties (which is property of the estate pursuant to § 541(a)(6) ("... rents... from property of the estate . . . ")) and only claimed an exemption of \$10,000 in Kingswell Section 8 rent which accrued prepetition. Schedule C, case dkt. 15 at 13. Because the Debtor would retain prepetition nonexempt, property of the estate, to the extent *Juarez* addresses (at least in part) the ability of a chapter 11 debtor to retain exempt property, Juarez may not be as applicable to the Debtor's SAP as the SADS suggests.

The SADS asserts "Debtor has no unexempt equity in her Rental Properties" and "Debtor does not have any unexempt assets" SADS at 48:7-9. As noted above, the Debtor has not asserted any exemption in either the Catalina Property or the Kingswell Property or their rents. These statements need to be

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

CONT... Anait Akopyan

Chapter 11

deleted.

## Post-Re-Vesting Automatic Stay Issue

The SAP provides that after property of the estate revests in the Debtor, "[t]he automatic stay will be re-imposed upon the re-vested property." SAP at 24:27-25:1. At confirmation the Debtor will need to address the appropriateness of the stay continuing post confirmation despite § 362(c)(1) of the Bankruptcy Code, which provides for its termination, and also address when the stay will be lifted.

#### **Ruling for May 18, 2021:**

Continued to 5/28/21 at 1:30 p.m.

#### **Ruling for May 11, 2021:**

Continued to 5/18/21 at 10:00 a.m.

## Ruling for April 6, 2021:

Continued to 5/5/21 @ 1:30. By 4/27/21, Dtr to file a 2d amended disclosure statement and plan, with blacklines, and notice of the continued hearing to all creditors. Objections due by 5/4/21.

## **Party Information**

### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

1:19-11192 **Anait Akopyan** 

Chapter 11

#19.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21, 2/3/21, 3/23/21, 4/6/21, 5/11/21, 5/18/21

Docket 1

## **Tentative Ruling:**

## Ruling for May 28, 2021

The status conference is continued to **June 15, 2021 at 2:30 p.m.** No new status report is required.

#### **Ruling for May 18, 2021:**

Continued to 5/28/21 at 1:30 p.m.

## Ruling for May 11, 2021:

Continued to 5/18/21 @ 10:00 a.m. No new status report is required.

## Ruling for April 6, 2021:

Continued to 5/11/21 @ 1:30. No new status report is required.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Amended Plan and Disclosure Statement to be filed by March 2, 2021. Objections due by March 16, 2021. Provided the amended Plan and Disclosure Statement are filed, no new status report is required.

**Ruling for November 10, 2020:** Continued to 1/19/21 at 1:30 p.m. Debtor may use this date for a disclosure statement hearing if notice and service is proper.

<u>Ruling for 9/14/20:</u> Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve notice of continuance. No updated status report needed.

Friday, May 28, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Anait Akopyan

Chapter 11

Ruling for May 26, 2020: Continued to 8/12/20 at1:30 p.m. Debtor to file and serve notice of continued status conference. No new status report needed.

## Ruling for March 17, 2020

Appearances waived. Continued to May 26, 2020 at 1:30 p.m.

<u>Tentative Ruling for September 25, 2019</u>: Continued to December 11, 2019 at 1:30 p.m. Debtor shall file an updated status report two weeks prior to the continued status conference. Appearances waived.

Ruling for 6/25/19: Bar date is 8/30/19. Debtor to lodge bar date order which requires the bar date notice to be in the mail by 7/2/19. Deadline for plan and disclosure statement filing is 1/31/20. Continued to 9/25/19 at 1:30 p.m. Debtor must file an updated status report by 9/11/19.

## **Party Information**

#### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Tuesday, June 1, 2021

**Hearing Room** 

201

11:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#2.00 CONT'D Hearing

RE: [397] Notice of Motion and Motion to Restrict White Winston From Credit Bidding Pursuant To § 363(k) at Proposed Sale of Debtors Assets and Request to Exceed Page Limit; Memorandum of Points and Authorities; and Proof of Service

FR. 4-19-21, 5-12-21

Docket 397

## **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Tuesday, June 1, 2021

**Hearing Room** 

303

10:00 AM

1: Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1605601332

ZoomGov meeting number: 160 560 1332

**Password:** 433660

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Tuesday, June 1, 2021

**Hearing Room** 

303

10:00 AM

## 1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#1.00 Motion to sell property of the estate free and clear of llens under section 363(f) and motion so sell real property free and clear of liens and interests, subject to overbid, and to hold homestead exemption funds in estate pending reinvestment pursuant to CCP §704.720(b)

advanced fr. 11:00 a.m.

Docket 496

# **Party Information**

## **Debtor(s):**

Mohammad Sadegh Namazikhah Represented By

Raymond H. Aver

**Trustee(s):** 

David Seror (TR) Represented By

Nancy H Zamora

Tuesday, June 1, 2021

**Hearing Room** 

303

11:00 AM

1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#3.00 Motion to sell property of the estate free and clear of lens under section 363(f) and motion so sell real property free and clear of liens and interests, subject to overbid, and to hold homestead exemption funds in estate pending reinvestment pursuant to CCP §704.720(b)

Docket 496

\*\*\* VACATED \*\*\* REASON: advanced to 10:00 a.m.

## **Party Information**

**Debtor(s):** 

Mohammad Sadegh Namazikhah Represented By

Raymond H. Aver

**Trustee(s):** 

David Seror (TR) Represented By

Nancy H Zamora

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1607047667

ZoomGov meeting number: 160 704 7667

**Password:** 457038

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

## **Tentative Ruling:**

- NONE LISTED -

Wednesday, June 2, 2021 Hearing Room

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

201

#1.00 CONT'D Evidentiary Hearing

RE: [397] Notice of Motion and Motion to Restrict White Winston From Credit Bidding Pursuant To § 363(k) at Proposed Sale of Debtors Assets and Request to Exceed Page Limit; Memorandum of Points and Authorities; and Proof of Service

FR. 4-19-21, 5-12-21, 6-1-21

Docket 397

#### **Tentative Ruling:**

Ruling for April 19, 2021: Continued to 5/12/21 at 10:00 a.m. for cross examination of the declarants.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Movant(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#2.00 Hearing

RE: [17] Motion to Dismiss Adversary Proceeding / Notice Of Motion And Motion To Dismiss Counterclaim Of Figueroa Mountain Brewing, LLC Against White Winston Select Asset Funds, LLC; Memorandum Of Points And Authorities In Support Thereof (COMMENT/NOTE: Hearing to be held on June 2, 2021, at 10:00 a.m. The filer is instructed to file and serve notice of hearing on the motion to dismiss.) Modified on 5/3/2021 (Rust, Kam).

Docket 17

\*\*\* VACATED \*\*\* REASON: Continued to June 16, 2021 at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Beth Ann R Young

White Winston Select Asset Funds, Represented By

Juliet Y Oh

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

6/1/2021 5:05:07 PM Page 3 of 10

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Figueroa Mountain Brewing, LLC

**Chapter 11** 

Eve H Karasik Beth Ann R Young

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#3.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01002. Complaint by White Winston Select Asset Funds, LLC against Figueroa Mountain Brewery, LLC. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21, 5-26-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to June 16, 2021 at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s)**:

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik Beth Ann R Young

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-11262 Jaime Gray Dietenhofer Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

**#4.00** Hearing

> RE: [18] Motion to Dismiss Adversary Proceeding Notice and Motion to Dismiss Complaint Under FRCP 12(B)(6); Memorandum of Points and Authorities, with Proof of Service

FR. 5-26-21

Docket 18

\*\*\* VACATED \*\*\* REASON: Continued to June 16, 2021 at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Represented By

> D Edward Hays Tinho Mang Chad V Haes

Movant(s):

Jaime Gray Dietenhofer Represented By

> D Edward Hays Tinho Mang Chad V Haes

Plaintiff(s):

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young

6/1/2021 5:05:07 PM

Page 6 of 10

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Jaime Gray Dietenhofer

**Chapter 11** 

Eve H Karasik

**Trustee(s):** 

Susan K Seflin (TR)

Pro Se

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

#5.00 CONT'D Status Hearing

RE: [1] Adversary case 9:21-ap-01003. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. (4) and (6) (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Young, Beth Ann)

FR. 3-8-21, 5-26-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to June 16, 2021 at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s)**:

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang Chad V Haes

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young Eve H Karasik

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Jaime Gray Dietenhofer

**Chapter 11** 

**Trustee(s):** 

Susan K Seflin (TR)

Pro Se

Courtroom 201 Calendar

Wednesday, June 2, 2021

**Hearing Room** 

201

10:00 AM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01004 White Winston Select Asset Funds, LLC v. Dietenhofer

#6.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01004. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21, 5-26-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to June 16, 2021 at 10:00 a.m.

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Chad V Haes

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

Thursday, June 3, 2021

**Hearing Room** 

303

10:00 AM

1: Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1619059182

ZoomGov meeting number: 161 905 9182

**Password:** 550423

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Thursday, June 3, 2021

**Hearing Room** 

303

10:00 AM

1:21-10757 PS On Tap, LLC

Chapter 11

#1.00

Motion in Individual ch 11 case for order authorizing payment of prepetition payroll and to honor prepetition employment procedures (LBR 2081-1(a)(6))

fr. 5/6/21

Docket 17

## **Party Information**

## **Debtor(s):**

PS On Tap, LLC

Represented By Carol Chow

Thursday, June 3, 2021

**Hearing Room** 

303

10:00 AM

1:21-10757 PS On Tap, LLC

Chapter 11

#2.00 Final Hearing on motion for order authorizing payment of

pre-petition wages and salaries and honor employee benefits programs

Docket 17

\*\*\* VACATED \*\*\* REASON: duplicate of cal #1

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Thursday, June 3, 2021

**Hearing Room** 

303

10:00 AM

1:21-10757 PS On Tap, LLC

**Chapter 11** 

#3.00 Status conference re chapter 11

Docket 1

# **Party Information**

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Thursday, June 3, 2021

**Hearing Room** 

303

1:30 PM

1:18-11844 Joe Wallace

Chapter 7

Adv#: 1:20-01073 Seror, Chapter 7 Trustee v. Wallace

#4.00 Status conference re complaint for:

objecting to entry of discharge pursuant to 11 U.S.C. §§ 727(a) and (c) and objection / revocation of discharge - 727(c),(d),(e)

fr. 9/24/20; 1/21/21, 2/18/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 9/8/21 at 1:30 p.m. per order entered on 5/26/21 [doc 16]

## **Party Information**

**Debtor(s):** 

Joe Wallace Represented By

Alfred J Verdi

**Defendant(s):** 

Joe Wallace Pro Se

**Plaintiff(s):** 

David Seror, Chapter 7 Trustee Represented By

Susan K Seflin

**Trustee(s):** 

David Seror (TR) Represented By

Jessica L Bagdanov

David Seror

**Friday, June 4, 2021** 

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1613318607

ZoomGov meeting number: 161 331 8607

**Password:** 803313

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

## **Tentative Ruling:**

- NONE LISTED -

**Friday, June 4, 2021 Hearing Room** 201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc. Chapter 7

**EVIDENTIARY HEARING** #1.00

RE: ORDER TO SHOW CAUSE WHY GIT, INC. SHOULD NOT BE HELD IN

**CONTEMPT** 

Docket 1593

## **Tentative Ruling:**

## Ruling for May 5, 2021

The Court will hold an evidentiary hearing on June 4, 2021 at 10:00 a.m. By May 14, 2021, the parties must exchange witness lists and evidentiary hearing exhibits. Exhibits must be in Adobe .pdf format. Each .pdf file shall comprise a separate exhibit. The parties shall assign file names corresponding to the number or letter assigned to such exhibit. The trustee's exhibits shall be identified by numbers and GIT's exhibits shall be identified by letters. Any discovery by the parties on these issues must be completed by May 28, 2021; the usual notice periods are shortened to allow the parties to complete their discovery.

#### **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

> Eric P Israel Sonia Singh Aaron E de Leest John N Tedford IV Zev Shechtman George E Schulman James P Menton JR

Wednesday, June 9, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1615149613

**ZoomGov meeting number:** 161 514 9613

**Password:** 886791

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

## **Tentative Ruling:**

- NONE LISTED -

Wednesday, June 9, 2021

**Hearing Room** 

201

10:00 AM

9:21-10293 Jose Antonio Serrano

Chapter 7

#1.00 HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 RAM 3500, VIN: 3C63RRAL1EG119136 (with proof of service). (Blackman, Mark) COMMENT/NOTE RE Correct Courtroom: 201. Modified on 5/7/2021 (Rust, Kam).

Docket 8

## **Tentative Ruling:**

## **Tentative Ruling for June 9, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than June 16, 2021.

## **Party Information**

**Debtor(s):** 

Jose Antonio Serrano Represented By

Navid Kohan

Movant(s):

Kinecta Federal Credit Union Represented By

Mark S Blackman

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 9, 2021

**Hearing Room** 

201

10:00 AM

9:21-10411 Gabriel Toledo Aguirre

Chapter 7

#2.00 Hearing

RE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2020 Honda Accord, VIN: 1HGC V1F1 9LA0 76384

Docket 8

## **Tentative Ruling:**

## **Tentative Ruling for June 9, 2021**

Grant. No opposition filed; **appearances waived**. The moving party shall lodge a conforming order no later than June 16, 2021.

## **Party Information**

**Debtor(s):** 

Gabriel Toledo Aguirre Represented By

Michael B Clayton

Movant(s):

HONDA LEASE TRUST Represented By

Vincent V Frounjian

Trustee(s):

Sandra McBeth (TR) Pro Se

Wednesday, June 9, 2021

**Hearing Room** 

201

11:30 AM

## 9:20-11472 Kathleen Therese Connor

Chapter 7

#2.10 CONT'D Hearing

RE: [30] Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) Chapter 7 Trustee's Motion for Entry of an Order Authorizing: (1) The Sale of Real Property Located at 9139 Harmony Grove Road, Escondido, California, Free and Clear of Liens and Interests; (2) Approving Overbid Procedures; (3) Authorizing Payment of Undisputed Liens, Real Estate Broker's Commission, and Ordinary Costs of Sale; and (4) Finding Purchaser is a Good Faith Purchaser; Declarations in Support. (Landa, Anna)

FR. 5-26-21

Docket 30

#### **Tentative Ruling:**

#### Ruling for May 26, 2021

Continued to June 9, 2021 at 11:30 a.m.

Trustee to serve the motion and notice of continued hearing on the County of San Diego by May 28, 2021. The County's deadline to file objections is June 4, 2021. Trustee's reply deadline is June 8, 2021.

## **Party Information**

#### **Debtor(s)**:

Kathleen Therese Connor Represented By

Reed H Olmstead

**Trustee(s):** 

Jerry Namba (TR) Represented By

Meghann A Triplett

Anna Landa

Wednesday, June 9, 2021

**Hearing Room** 

201

11<u>:30 AM</u>

#### 9:18-10584 Corona Elias

Chapter 7

#3.00 HearingRE: [89] Motion For Sale of Property of the Estate under Section 363(b) - No Fee Chapter 7 Trustees Motion for Order: (1) Authorizing Sale of Estates Right, Title and Interest in Real Property Free and Clear of Liens of the Internal Revenue Service and the State of California Franchise Tax Board; (2) Approving Overbid Procedure; (3) Approving Payment of Commissions; and (4) Waiving Stay Under Rule 6004(h); Memorandum of Points and Authorities and Declarations in Support Thereof (with Exhibits 1, 2, 3, 4, 5, 6 and 7) (with proof of service) (Pagay, Carmela)

Docket 89

## **Tentative Ruling:**

## **Tentative Ruling for June 9, 2021**:

Federal Rule of Bankruptcy Procedures 6004(c) requires that when a motion is filed to sell estate property free and clear of liens and other interests, that both the notice of hearing <u>and</u> motion be served "on the parties who have liens or other interests in the property to be sold."

The following lienholders appear on the title report attached to the trustee's motion, but none of them were served with the motion itself:

San Luis Obispo County (tax liens)

FTB (tax liens of \$69,136 & \$5,100)

IRS (tax lien notices recorded but filed POC only asserts a general unsecured claim)

CACH, LLC (judgment lien of \$4,721)

Wednesday, June 9, 2021

**Hearing Room** 

201

11:30 AM

**CONT...** Corona Elias

Chapter 7

Also, it's unclear whether the Elias Children may have inherited an interest in the Property when David Elias passed away. The trustee's settlement of the adversary proceeding was signed by all of the Elias children, and the trustee's 9019 motion expressly stated the Elias children "potentially have an interest in" the subject property. But none of the Elias children were served either with the notice or the motion. The Elias children are:

Carlos Elias

**David Elias** 

Erika Sandoval

Jose Elias

Melchior Elias

The court is inclined to continue the hearing on the motion to July 21, 2021 at 11:30 a.m. to permit the trustee to serve a notice of continued hearing on all parties entitled to notice, and a copy of the motion on those parties entitled to the motion who did not previously receive service of a copy.

## **Party Information**

#### **Debtor(s):**

Corona Elias Represented By

Vaughn C Taus

Movant(s):

Jeremy W. Faith (TR)

Represented By

Carmela Pagay

Wednesday, June 9, 2021

**Hearing Room** 

201

11:30 AM

**CONT...** Corona Elias

Chapter 7

**Trustee(s):** 

Jeremy W. Faith (TR)

Represented By Carmela Pagay

Wednesday, June 9, 2021

**Hearing Room** 

201

1:30 PM

9:19-10981 ProUsys, Inc.

Chapter 11

#4.00 CONT'D Post Confirmation Status Hearing

FR. 4-26-21

Docket 160

## **Tentative Ruling:**

## Ruling for June 9, 2021

The status conference is continued to December 9, 2021 at 1:30 p.m. The Reorganized Debtor shall file an updated status report, supported by admissible evidence, no later than November 24, 2021. The continued status conference will come off calendar if a final decree is entered before November 24, 2021.

Appearances on June 9, 2021 are waived.

Ruling for April 26, 2021: Continued to 6/9/21 at 1:30 p.m. Updated status report with declaration should be filed by 6/4/21.

#### **Party Information**

#### **Debtor(s):**

ProUsys, Inc.

Represented By Reed H Olmstead

Wednesday, June 9, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#5.00 CONT'D Status Conference RE: Chapter 11 Voluntary Petition (Non-Individual)

FR. 11-18-20, 3-10-21

Docket 1

**Tentative Ruling:** 

**Ruling for March 10, 2021:** Continued to 6/9/21 at 1:30 p.m.

Ruling for November 18, 2020

Continued to March 10, 2020 at 1:30 p.m. Debtor to file and serve a notice of the continued status conference. Updated status report to be filed two weeks before.

## **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Wednesday, June 9, 2021

**Hearing Room** 

201

1:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

#6.00 CONT'D Chapter 11 Status Conference

FR. 12-4-20, 3-10-21

Docket 1

**Tentative Ruling:** 

Ruling for March 10, 2021: Continued to 6/9/21 at 1:30 p.m.

## Ruling for December 4, 2020:

Continued to March 10, 2021 at 1:30 p.m. Dtr to file and serve a notice of continued status conference with the zoomgov connection information. A brief updated status report is due two weeks prior to the status conference.

## **Party Information**

## **Debtor(s):**

Jaime Gray Dietenhofer

Represented By Summer M Shaw

Wednesday, June 9, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

9:21-10412 Orcutt Rancho, LLC

**Chapter 11** 

#7.00 Chapter 11 Status Conference

Docket 1

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

# **Debtor(s):**

Orcutt Rancho, LLC

Represented By
Brett A Axelrod
Nicholas A Koffroth
Keith C Owens

# United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 9, 2021

**Hearing Room** 

201

2:30 PM

9:19-11692 Ragsdale F Panopio

Chapter 7

Adv#: 9:20-01046 Serobian v. Panopio

#8.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01046. Complaint by Lilia Serobian against Ragsdale F Panopio. false pretenses, false representation, actual fraud)),(65 (Dischargeability - other)) (Khojayan, Vahe)

FR. 10-21-20, 12-4-20, 1-13-21, 3-10-21, 4-26-21

Docket 1

## **Tentative Ruling:**

## **Tentative Ruling for June 8, 2021:**

Counsel should be prepared to explain why the joint status report was filed one week late, and why the court should not impose a monetary sanction as a result of its tardiness.

The court intends to enter a Rule 16 scheduling order with the following dates (Plaintiff shall lodge the order):

Last day to join other parties and to amend pleadings, or seek leave for either, if leave is required: 10/21/21.

Last day for discovery to be completed, including receiving responses to discovery requests: 10/21/21.

Last day to file case-dispositive motions: 10/28/21.

Last day for case-dispositive motions to be heard: 12/9/21.

Cont'd status conference: 10/28/21 @ 2:30 p.m.

Last day to file updated status report: 10/14/21.

Wednesday, June 9, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Ragsdale F Panopio

Chapter 7

Ruling for April 26, 2021: Continued to 6/9/21 at 2:30 p.m. Parties must file an updated joint status report with desired litigation schedule no later than 5/26/21.

**Ruling for March 10, 2021:** Continued to 4/26/21 at 2:30. The Court does not require an updated status report.

## Ruling for January 13, 2021:

Continued to March 10, 2021 at 2:30 p.m.

Ruling for October 21, 2020: Continued to 12/16/20 at 2:30 p.m. Status report due by 12/2/20. Defendant's answer is due by 11/30/20.

#### **Party Information**

**Debtor(s):** 

Ragsdale F Panopio Represented By

Matthew D. Resnik John K Rounds

**Defendant(s):** 

Ragsdale F Panopio Represented By

John K Rounds

**Plaintiff(s):** 

Lilia Serobian Represented By

Vahe Khojayan

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

# United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 9, 2021

**Hearing Room** 

201

2:30 PM

9:20-10954 Whittaker Bradley

Chapter 7

Adv#: 9:21-01010 Namba v. Mesker

#9.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01010. Complaint by Jerry Namba against Julie Marie Mesker. (\$350.00 Fee Charge To Estate). COMPLAINT TO DETERMINE THE EXTENT OF THE BANKRUPTCY ESTATES INTEREST IN REAL PROPERTY Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Olmstead, Reed)

FR. 5-26-21

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

**Defendant(s):** 

Julie Marie Mesker Pro Se

**Plaintiff(s):** 

Jerry Namba Represented By

Reed H Olmstead

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1616784810

**ZoomGov meeting number:** 161 678 4810

**Password:** 853318

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc. Chapter 7

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#1.00 Hearing

RE: [47] Motion for Judgment on the Pleadings Pursuant to Fed. R. Civ. P. 12(c); Declaration of Samantha M. Indelicato in Support Thereof (Jones, Evan)

Docket

\*\*\* VACATED \*\*\* REASON: Continued to September 2, 2021 at 10:00 AM.

## **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Represented By

> David B Shemano Samantha Indelicato

**Defendant(s):** 

Pro Se California Asphalt Production, Inc.,

Pro Se GTL1, LLC a Colorado limited

GIT, INC., a Colorado corporation Pro Se

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Sonia Singh

George E Schulman

Uzzi O Raanan ESO

Eric P Israel

Aaron E DE Leest

Trustee(s):

Michael Arthur McConnell (TR) Represented By

> Eric P Israel Sonia Singh Aaron E DE Leest John N Tedford IV

6/10/2021 8:27:29 AM

Thursday, June 10, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc. Chapter 7

Zev Shechtman George E Schulman James P Menton JR

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#2.00 CONT'D Motion to Dismiss First Amended Counterclaim, filed pursuant to Rule 12(B)(6) of the Federal Rules of Civil Procedure; Declaration of Michael A. McConnell, Request for Judicial Notice, and Memorandum of Points and Authorities in Support Thereof; proof of service

FR. 5-6-21

Docket 31
\*\*\* VACATED \*\*\* REASON: Continued to September 2, 2021 at 10:00
AM.

## **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

California Asphalt Production, Inc., Pro Se
GTL1, LLC a Colorado limited Pro Se
GIT, INC., a Colorado corporation Pro Se

**Movant(s):** 

Michael A. McConnell, Chapter 11 Represented By

Sonia Singh

George E Schulman Uzzi O Raanan ESQ

Michael A. McConnell, Chapter 11 Pro Se

Michael A. McConnell, Chapter 11 Pro Se

Plaintiff(s):

Michael A. McConnell, Chapter 11 Represented By

Sonia Singh

George E Schulman

6/10/2021 8:27:29 AM

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Uzzi O Raanan ESQ

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman
James P Menton JR

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01039 McConnell, Chapter 11 Trustee v. California Asphalt Production, Inc., a

#3.00 CONT'D Status Hearing (re: Complaint & Amended Counterclaims)
RE: [1] Adversary case 9:20-ap-01039. Complaint by Michael A. McConnell,
Chapter 11 Trustee against California Asphalt Production, Inc., a California
corporation, GTL1, LLC a Colorado limited liability company, GIT, INC., a
Colorado corporation. (Charge To Estate). Trustee's Complaint: (1) For
Declaratory Relief; and (2) For Violation of Automatic Stay Nature of Suit: (21
(Validity, priority or extent of lien or other interest in property)),(91 (Declaratory
judgment)) (Singh, Sonia)

FR. 9-29-20, 11-5-20, 2-11-21, 4-8-21, 5-6-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to September 2, 2021 at 10:00 AM.

## **Party Information**

## **Debtor(s):**

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

California Asphalt Production, Inc., Pro Se

GTL1, LLC a Colorado limited Pro Se

GIT, INC., a Colorado corporation Pro Se

Plaintiff(s):

Michael A. McConnell, Chapter 11 Represented By

Sonia Singh

George E Schulman

Trustee(s):

Michael Arthur McConnell (TR)

Represented By

Eric P Israel Sonia Singh

6/10/2021 8:27:29 AM

Page 6 of 15

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Aaron E de Leest John N Tedford IV Zev Shechtman George E Schulman

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#4.00 CONTD. Status Hearing

RE: [1] Adversary case 9:20-ap-01006. Complaint by Michael A. McConnell, Chapter 11 Trustee against GLR, LLC, a Delaware limited liability company, GRL, LLC, a Delaware limited liability company. (Charge To Estate). Chapter 11 Trustee's Complaint: (1) To Avoid and Recover Preferential Transfers; (2) To Avoid and Recover Fraudulent Transfers; and (3) For Turnover and Accounting Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) (Shechtman, Zev)

FR. 3-12-20, 4-17-20, 7-15-20, 9-29-20, 12-15-20 (Advanced), 12-2-20, 1-14-21, 3-11-21, 4-8-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to July 30, 2021 at 10:00am

## **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By
Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Judge Martin R. Barasn, Presidi Courtroom 201 Calendar

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#5.00 CONT'D Hearing

RE: [44] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21, 3-11-21, 4-8-21

Docket

\*\*\* VACATED \*\*\* REASON: Continued to July 30, 2021 at 10:00am

## **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GLR, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By

6/10/2021 8:27:29 AM

Page 10 of 15

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Courtroom 201 Calendar

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#6.00 CONT'D Hearing

RE: [45] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21, 3-11-21, 4-8-21

Docket 45

\*\*\* VACATED \*\*\* REASON: Continued to July 30, 2021 at 10:00am

## **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s)**:

GRL, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By

6/10/2021 8:27:29 AM Page

Page 12 of 15

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Courtroom 201 Calendar

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#7.00 CONT'D Hearing

RE: [74] Motion For Summary Judgment with proof of service

FR. 4-8-21

Docket 74

\*\*\* VACATED \*\*\* REASON: Continued to July 30, 2021 at 10:00am

## **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman

Courtroom 201 Calendar

Thursday, June 10, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

#8.00 CONT'D EVIDENTIARY HEARING

RE: ORDER TO SHOW CAUSE WHY GIT, INC. SHOULD NOT BE HELD IN

**CONTEMPT** 

FR. 6-4-21

Docket 1593

## **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc. Pro Se

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E de Leest
John N Tedford IV
Zev Shechtman
George E Schulman
James P Menton JR

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

10:00 AM

1: Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1610484001

ZoomGov meeting number: 161 048 4001

Password: 996157

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

10:00 AM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#1.00 Motion for relief from stay [AN]

COASTLINE RE HOLDINGS CORP AND PACIFIC WESTERN BANK

Stip to continue filed 6/1/21

Docket 354

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 6/10/21. Hearing continued to 7/20/21 at 2:30 PM.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#2.00 Motion for relief from stay [RP]

DAN B. SELLECK; TGC PENSION PLAN; NVS INVESTMENTS, LLC ROJO SOLO 401K TRUST; ITA SERVICES TRUST CO

Docket 119

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

11:00 AM

1:17-12093 Haim Malka

Chapter 7

#3.00 Trustee's motion to dismiss case and to compel turnover of assets of the estate, or in the alternative, to dismiss bankruptcy case with two-year bar to re-filing

Docket 133

\*\*\* VACATED \*\*\* REASON: continued to 6/15/21 at 1:30 p.m. per order entered on 6/14/21 [dkt 141]

# **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Haim Malka Represented By

Mark E Goodfriend

**Trustee(s):** 

Diane C Weil (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

11:00 AM

1:17-12093 Haim Malka

Chapter 7

#4.00 Status conference re order setting chapter 7 status conference

Docket

\*\*\* VACATED \*\*\* REASON: continued to 6/15/21 at 1:30 p.m. per order entered on 6/14/21 [dkt 141]

125

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Haim Malka Represented By

Mark E Goodfriend

**Trustee(s):** 

Diane C Weil (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

11:00 AM

1:18-10403 Jeffrey Mark Leib

Chapter 7

#5.00 Trustee's final report and applications for compensation

Docket 177

# **Tentative Ruling:**

### Ruling for June 15, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed. **Appearances waived.** Trustee to lodge an order no later than June 22, 2021.

# **Party Information**

**Debtor(s):** 

Jeffrey Mark Leib Pro Se

**Trustee(s):** 

Nancy J Zamora (TR) Represented By

Anthony A Friedman Irving M Gross

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

11:00 AM

1:18-12979 Todd Harris Goldman

Chapter 7

#6.00 Motion to allow claim 22 and late-filed creditors' proof of claim

Docket 86

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov Aram Ordubegian Annie Y Stoops Dylan J Yamamoto Jessica Wellington

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11358 Jaguar Distribution Corp.

Chapter 11

#7.00 Hearing on court's own motion to reconsider approval of stpulation resolving United States trustee's objection to application by debtor to employ Greg M. Siegel, CPA, CFP, as its tax accountant [dkt 161] and [163]

fr. 4/13/21

Docket 161

\*\*\* VACATED \*\*\* REASON: continued to 7/27/21 at 1:30 p.m.

**Tentative Ruling:** 

Ruling for April 13, 2021: Approval of stipulation is vacated. Continued to 6/15/21 at 1:30 p.m.

### **Party Information**

#### **Debtor(s):**

Jaguar Distribution Corp. Represented By

Zev Shechtman John N Tedford IV Michael G D'Alba

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

**1:20-11671 Javier Caceres** 

Chapter 11

#8.00 Status conference re:chapter 11 voluntary petition individual

fr. 11/20/20, 2/3/21, 3/23/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Case dismissed 4/29/21. Case Dkt. 106

### **Tentative Ruling:**

#### Ruling for March 23, 2021

Dtr is required to file a motion to dismiss the case. The status conference is continued to 6/15/21 @ 1:30 p.m.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 10:00 a.m. Debtor to file an updated status report by March 16, 2021.

Ruling for November 20, 2020: Plan and Disclosure Statement deadline is 1/29/21. The bar date is 1/22/21. The notice of bar date should be mailed by 11/30/20. Continued to 2/3/21 at 1:30 p.m. Debtor should lodge a scheduling order. An updated status report is due by 1/20/21.

#### **Party Information**

#### **Debtor(s):**

Javier Caceres

Represented By Onyinye N Anyama

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#8.10 Application for compensation, amended brief In support of third and final fee application for compensation for legal services rendered and reimbursement of expenses on behalf of Law Office of Lionel E. Giron for period: 4/23/2020 to 5/7/2021, fee: \$14,792.50, expenses: \$171.00.

fr. 5/28/21

Docket 144

### **Tentative Ruling:**

Final Ruling for May 28, 2021: Debtor did not file and serve the supplemental Zoom notice of hearing as required by Judge Barash. Debtor must file and serve the supplemental notice no later than May 28, 2021 at 5:00 p.m. The hearing will be continued to June 15, 2021 at 1:30 p.m. Appearances are waived.

# **Party Information**

### **Debtor(s):**

Jose Jesus Ortiz

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P. Sanchez

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

**#9.00** 

Motion to extend exclusivity period for filing a chapter 11 plan and disclosure statement and for entry of an order extending debtors exclusivity periods for filing a plan and obtaining acceptance thereof

Docket 98

# **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

## **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10730 Credit Suisse Alternative Capital, Inc., a Montana

Chapter 11

#10.00 Motion for relief from stay [RP]

ROMPSEN MORTGAGE LIMITED PARTNERSHIP

fr. 5/18/21

Docket 47

## **Tentative Ruling:**

#### Ruling for May 18, 2021

Continued to June 15, 2021 at 1:30 p.m. Romspen to cure the service defects (20 largest unsecured creditors in this case and Gateway Five, LLC) and to file the missing exhibits to docket no. 47 and a declaration from the broker by May 25, 2021. Any supplemental opp from CSAC to be filed by June 1, 2021. Any supplemental reply papers from Romspen to be filed by June 8, 2021. Any evidentiary objections by any party must be filed in a separate document per the Court's LBR.

### **Party Information**

#### **Debtor(s):**

Credit Suisse Alternative Capital,

Represented By William H Brownstein

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#11.00 Motion for approval of chapter 11 disclosure statement and

for entry of an order approving disclosure statement describing

chapter 11 trustee's plan of reorganization

Docket 341

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

## **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

Trustee(s):

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#11.10 Motion of Rompsen Mortgage for payment of fees pursuant to order on order to show cause and for sanctions against citivest financial services, inc. and related parties for violating the automatic atay

Docket 360

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro
Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

### 1:20-11581 Gateway Four, LP

Chapter 11

#11.20 Chapter 11 trustee's motion for entry of an order:

- (I) Approving, on an interim basis, the stipulation authorizing chapter 11 trustee to continue using the cash collateral of the Gateway Four, LP bankruptcy estate upon the same terms and conditions as previously approved by the court;
- (II) Scheduling a final hearing on this motion and the stipulation; and

(III) Granting related relief

Docket 365

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

**Tuesday, June 15, 2021** 

**Hearing Room** 

301

1:30 PM

1:20-11581 Gateway Four, LP

Chapter 11

#11.30 Order to show cause and for sanctions against

Citivest Financial Services, Inc., Sam Lamonica, and

Citivest Realty and Mortgage Company for violating the automatic stay

fr. 5/18/21

Docket 329

## **Tentative Ruling:**

### Ruling for May 18, 2021

The Court finds Sam LaMonica & Citivest in contempt. The hearing is continued as to the sanctions only, to June 15, 2021 @ 1:30 p.m. Romspen to file a declaration re: the attorneys' fees & expenses incurred due to the violation of the stay by June 1 2021. Any objections by Sam LaMonica / Citivest to the reasonableness of those fees to be filed by June 8, 2021.

### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11776 E.B.J.T. Enterprise, LLC

Chapter 11

#12.00 Chapter 11 status conference

fr, 11/10/20, 2/2/20, 2/3/21, 4/27/21

Docket 1

### **Tentative Ruling:**

**Ruling for April 27, 2021:** Continued to 6/15/21 at 1:30 p.m. Debtor must file and serve a notice of continued status conference. The requirement for an updated status report is waived.

#### Ruling for February 3, 2021:

Continued to April 27, 2021 at 1:30 p.m. Dtr to serve and file a notice of continued status conference.

Ruling for November 10, 2020: Continued to 2/2/21 at 1:30 p.m. Debtor to prepare a scheduling order which includes the following dates: 12/21/20 is general bar date. Notice of bar date should be served by 11/16/20. Serve Howard Ehrenberg, the chapter 7 trustee, in the related case. 1/26/21 is the deadline to file a plan and disclosure statement. Updated status report is due 1/19/21. The order should be lodged no later than 11/16/20.

# **Party Information**

#### **Debtor(s):**

E.B.J.T. Enterprise, LLC

Represented By Matthew Abbasi

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10066 Robert James Roon, II

Chapter 11

#13.00 Debtor's first amended disclosure statement

fr. 2/3/21, 4/13/21

Docket 155

# **Tentative Ruling:**

Ruling for April 13, 2021: Continued to 6/15/21 at 1:30 p.m. 5/18/21 is the deadline to file 2nd amended plan and disclosure statement. 5/25/21 is the deadline to object.

## **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Debtor to file and serve an amended disclosure statement and plan, with redlines, by March 2, 2021. Debtor to also file a notice of continued hearing and that any objections are due by March 15, 2021.

### **Party Information**

#### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10066 Robert James Roon, II

Chapter 11

#14.00 Chapter 11 scheduling and case management conference

fr. 3/5/19; 4/30/19; 5/28/19, 8/14/19; 9/11/19, 12/11/19, 2/5/20, 3/17/20, 4/1/20; 5/13/20; 6/30/20, 10/1/20, 11/20/20, 12/9/20, 2/3/21, 4/13/21

Docket 1

#### **Tentative Ruling:**

**Ruling for April 13, 2021:** Continued to 6/15/21 at 1:30 p.m.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m.

Ruling for December 9, 2020: A hearing on the disclosure statement is set for 2/3/21 at 1:30 p.m. Debtor must file and serve a notice of disclosure statement hearing no later than 12/14/20. The notice of the hearing must identify the docket numbers of the disclosure statement. The notice should also provide that objections are due no later than 1/20/21. The status conference is continued to 2/3/21 at 1:30 p.m. Updated status report is not required. Debtor must lodge a scheduling order.

**Ruling for November 20, 2020:** Continued to 12/9/20 at 1:30 p.m.

### **Ruling for 10/1/20:**

Continued to November 20, 2020 at 1:30 p.m. The Court will issue an OSC redismissal.

### Ruling for June 30, 2020

Continued to October 1, 2020 at 1:30 p.m. No new status report is required. The deadline for the Debtor to file a disclosure statement and plan is September 1,

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

**CONT...** Robert James Roon, II

Chapter 11

2020.

**Ruling for April 1, 2020:** Continued to 5/13/20 at 1:30 p.m.

#### **April 1, 2020**

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (888-882-6878). Additional details are available by visiting their website: https://courtcall.com.

**Ruling for February 5, 2020:** Continued to 3/17/20 at 1:30 p.m. Court will issue an OSC re why this case should not be dismissed.

#### Ruling for December 11, 2019

Continued to February 5, 2020 at 1:30 p.m. The status report must be filed and served on January 22, 2020. The Court sanctions counsel \$150 for failing to file and serve a chapter 11 status report.

Ruling for 9/11/19: Debtor must lodge a scheduling order and continue s/c to 12/11/19 at 1:30 p.m. Debtor must file his plan and disclosure statement by 10/30/19 and may use 12/11/19 as the hearing on his disclosure statement.

#### Ruling for August 14, 2019:

Continued to September 11, 2019 at 1:30 p.m.

#### **Ruling for May 28, 2019:**

Debtor shall file and serve a FRBP 9019 motion re: the two cash collateral

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

### **CONT...** Robert James Roon, II

Chapter 11

stipulations. Debtor shall file a FRBP 2015.3 financial report re: Global Moto Outlet, Inc.

Continued to August 14, 2019 at 1:30 p.m. Debtor to file an updated status report on July 31, 2019 addressing a timeline for a plan and disclosure statement.

**Ruling for 4/30/19:** Bar date amended to 6/28/19. Bar date notice to be served by 5/3/19. File and serve notice of continued status conference by 5/3/19. File amended status report with attached deed of trust no later than 5/10/19. If not done, the Court will dismiss the case. Continued to 5/28/19 at 1:30 p.m.

## Ruling for March 5, 2019

The general bar date is May 10, 2019. Debtor to serve the bar date notice by March 15, 2019. Continued to April 30, 2019 at 1:30 p.m. Updated status report to be filed by April 16, 2019. Debtor to file and serve notice of the continued status conference.

#### **Party Information**

### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#15.00 Confirmation hearing re chapter 11 small business plan

subchapter V voluntary petition individual

fr. 2/3/21(stip), 4/13/21

STIP TO CONTINUE FILED 5/13/21

Docket 151

\*\*\* VACATED \*\*\* REASON: continued to 7/27/21 at 1:30 pm per order entered on 5/14/21 [dkt 199]

### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Jay B. Reznick Represented By

James R Selth

Daniel J Weintraub Crystle Jane Lindsey

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#16.00 Status conference re chapter 11 subchapter V voluntary petition individual

fr. 6/30/20, 9/2/20, 9/14/20; 11/10/20, 12/9/20; 2/3/21(stip), 4/13/21

### STIP TO CONTINUE FILED 5/13/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 7/27/21 at 1:30 pm per order entered on 5/14/21 [dkt 199]

#### **Tentative Ruling:**

**Ruling for December 9, 2020:** Continued to 2/3/21 at 1:30 p.m. Debtor should lodge an order setting forth the confirmation schedule.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. No later than 11/4/20, Debtor should file a proposed timeline for holding confirmation hearing, as well as additional deadlines. All other interested parties can respond by 11/9/20. Debtor should file and serve a notice of continued status conference with those dates. It should be served on the trustee, UST, 20 largest, and secured creditors.

#### Ruling for June 30, 2020

Continued to September 2, 2020 at 1:30 p.m. Debtor to file and serve a notice of continued status conference. Debtor to file and serve an updated status report by August 28, 2020.

### **Party Information**

#### **Debtor(s):**

Jay B. Reznick

Represented By James R Selth

6/14/2021 3:10:44 PM

Page 23 of 50

Tuesday, June 15, 2021 Hearing Room

<u>1:30 PM</u>

CONT... Jay B. Reznick Chapter 11

Daniel J Weintraub Crystle Jane Lindsey 303

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

1:30 PM

1:17-12093 Haim Malka

Chapter 7

#16.10 Trustee's motion to dismiss case and to compel turnover of assets of the estate, or in the alternative, to dismiss bankruptcy case with two-year bar to re-filing

fr. 6/15/21 (11:00 am)

Docket 133

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Haim Malka Represented By

Mark E Goodfriend

**Trustee(s):** 

Diane C Weil (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:17-12093 Haim Malka

Chapter 7

#16.20 Status conference re order setting chapter 7 status conference

fr. 6/15/21 (11:00 am)

Docket 125

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Haim Malka Represented By

Mark E Goodfriend

**Trustee(s):** 

Diane C Weil (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

### 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#17.00 Creditors' motion to dismiss or convert bankruptcy case under 11 U.S.C. section 1112(b)

fr. 12/11/19; 1/22/20 (stip), 2/19/20; 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21, 3/26/21, 5/28/21

Docket 59

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 6/10/21. Hearing continued to 7/20/21 at 2:30 PM.

#### **Tentative Ruling:**

### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

### **Ruling for February 17, 2021**

Continued to March 26, 2021 @ 10:00 a.m.

# **Ruling for December 8, 2020**

Continued to February 16, 2021 @ 1:30 p.m. If Movants choose withdraw this Motion and file a new Motion with new grounds for relief, those papers must be filed by January 26, 2021. Debtors' response will be due February 2, 2021 and any supplemental reply will be due February 9, 2021.

### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### Ruling for October 1, 2020:

Continued to November 6, 2020 at 10:00 a.m.

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

## **CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. 8/19/20 is deadline for Movant to file supplement. 8/26/20 is the deadline for the Debtor to respond. The parties are ordered to meet and confer on a discovery schedule within the next 10 days.

### **Ruling for 2/19/20:**

Continued to May 13, 2020 at 1:30 p.m.

## Ruling for December 11, 2019

Continued to 1/22/20 at 1:30 p.m.

### **Party Information**

### **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

### **Joint Debtor(s):**

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

### 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#18.00 Creditor's motion to disallow debtors' claimed homestead exemption

fr. 11/13/19 (stip); 12/11/19 (stip); 1/22/20 (stip); 4/1/20(stip); 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/9/20, 12/8/20, 2/16/21, 2/17/21; 3/26/21, 5/28/21

Docket 41

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 6/10/21. Hearing continued to 7/20/21 at 2:30 PM.

### **Tentative Ruling:**

#### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

#### **Ruling for February 17, 2021**

Continued to March 26, 2021 @ 10:00 a.m.

# Ruling for December 8, 2020

Continued to February 16, 2021 @ 1:30 p.m. to trail the amended disclosure statement.

# Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. However, no new briefing is ordered. This will be a status conference on the motion.

# **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#19.00 Pacific Bank's disclosure statement describing

judgment creditor's chapter 11 plan

Docket 346

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 6/10/21.

Hearing continued to 7/20/21 at 2:30 PM.

## **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#20.00 Pretrial conference re: confirmation of chapter 11 plan

fr. 2/16/21, 2/17/21; 3/26/21, 5/28/21; 6/15/21(stip)

Docket 328

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 6/10/21. Hearing continued to 7/20/21 at 2:30 PM.

### **Tentative Ruling:**

## Ruling for March 26, 2021:

The Court conditionally approves the disclosure statement subject to the following: Debtors to correct the errors noted by the Court, update the administrative priority claims, the current amount of the Judgment Creditors' claims (the Judgment Creditors are require to send counsel for the Debtors updated calculations within seven days), the reference to the Judgment Creditors' remedies on default should clarify that notices required under state law are "if any," and the amount of the new value contribution (including redlines) by April 16, 2021. The Debtors' lodged disclosure statement should allow creditors four weeks after solicitation packages are served to submit their ballots. Deadlines for objections and confirmation briefs will be set at

Confirmation is deemed to be a contested manner under FRBP 9014. Counsel to confer on a discovery plan in the next seven days. Discovery to be completed by May 28, 2021. Continued to May 28, 2021 at 1:30 p.m. as a pre-trial conference re: confirmation. The Court will issue an order re: what the parties are required to file as a joint pre-trial stipulation.

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m. Debtors to file their amended disclosure statement and plan by March 19, 2021. Objections may be presented orally at the hearing.

#### **Party Information**

# **Debtor(s):**

Pierrick Brillouet

Represented By

6/14/2021 3:10:44 PM

Page 32 of 50

Tuesday, June 15, 2021 Hearing Room 303

2:30 PM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet

**Chapter 11** 

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

### 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#21.00 Status conference re: chapter 11 case

fr. 9/10/19, 12/11/19, 1/22/20, 3/19/20, 5/13/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21; 3/26/21, 5/28/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 6/10/21. Hearing continued to 7/20/21 at 2:30 PM.

#### **Tentative Ruling:**

### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m.

### Ruling for December 8, 2020

The Rule 2015.3 reports which were due in September 2020 must be filed by December 22, 2020.

Debtors amended disclosure statement and amended plan, including redlines, to be filed by January 26, 2021. Objections to the amended disclosure statement to be filed by February 2, 2021. Debtors reply to any such objections to be filed by February 9, 2020. A hearing on the forthcoming amended disclosure statement will be held February 16, 2021 @ 1:30 p.m.

The status conference is continued to February 16, 2021 @ 1:30 p.m.

### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

### Ruling for October 1, 2020:

Continued to November 6, 2020 at 10:00 a.m.

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

### **CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Ruling for June 8, 2020: Plan confirmation hearing set for 9/2/20 at 1:30 p.m. Deadline for objections to plan confirmation is 8/19/20. Deadline for the Debtor to file a brief in support of confirmation and response to objections is 8/26/20. No new status report needed.

### Ruling for May 13, 2020:

Continued to June 8, 2020 at 1:30 p.m. Debtor to file and serve a notice of continuance.

## May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

#### Ruling for December 11, 2019

Continued to 1/22/20 at 1:30 p.m.

### **Ruling for September 10, 2019**

The application to employ the Orantes Law Firm is set for hearing on October 7, 2019 at 1:30 p.m. The Orantes Law Firm shall files its supplemental brief by September 23, 2019 on the issues identified by the Court during the status conference. Any opposition shall be filed by September 30, 2019.

The bar date is set for November 1, 2019. Notice of the bar date to be filed and served by September 17, 2019.

Continued to December 11, 2019 at 1:30 p.m. Dtr to file and serve a notice of continued status conference. Dtr to file an updated status report by November 27, 2019.

#### **Party Information**

Tuesday, June 15, 2021 Hearing Room 303

2:30 PM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet

**Chapter 11** 

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

### 1:19-11192 **Anait Akopyan**

Chapter 11

#22.00 Debtor's second amended disclosure statement describing second amended chapter 11 plan of reorganization: # 2 Exhibit Exhibits A - E
# 3 Exhibit Exhibits :F- H; # 4 Exhibit Exhibits I - K; # 5 Exhibit Exhibits L - M;
# 6 Exhibit Exhibits

fr. 4/6/21, 5/11/21, 5/18/21, 5/28/21

Docket 210

## **Tentative Ruling:**

### **Tentative Ruling for May 28, 2021**

The Court has reviewed the Debtor's Second Amended Disclosure Statement ("SADS," case dkt. 210) and the exhibits thereto. The hearing is continued to **June 15, 2021 at 2:30 p.m.** The Debtor shall be prepared to address the following:

Issues regarding Title to the Catalina Property and the Kingswell Property
Debtor states she "holds title with her non-filing deceased spouse (passed away in
January 2020) (67%) and with her son, Vartan Akopyan (33%)" to the Catalina
Property and the Kingswell Property. SADS at 10:26-11-5. As a threshold matter,
Debtor needs to disclose the name of her deceased spouse. Debtor also needs to
disclose in the body of the disclosure statement the date on which her son, Vartan
Akopyan ("Vartan") became a co-owner of each property and whether title is held as
joint tenants or tenants in common. Exhibit M to the SADS is an appraisal of the
Catalina Property which includes within the written appraisal a recorded *Judgment*After Trial entered on October 9, 2018 (the "Catalina Judgment") by the LASC in an
action styled as Deutsche Bank National Trust, etc. v. Anait Akopyan and Sogomon
Akopyan, husband and wife; Vardan Akopyan, et al., case number BC648828 (the
"LASC Deutsche Bank Action"). Case Dkt. 210-4 at 68-73. The Catalina Judgment
states, in pertinent part:

6. Defendants Anait Akopyan, Sogomon Akopyan and Vartan Akopyan hold fee simple title to the Real Property as Joint Tenants, under a Grant Deed recorded November 15, 2011.

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

## **CONT...** Anait Akopyan

Chapter 11

*Id.* at 72. These details regarding when Vartan was added to the title to the Catalina Property need to be disclosed in the body of the disclosure statement.

The date on which Vartan became a co-owner of the Kingswell Property and any prior adjudications regarding Debtor's ownership of the Kingswell Property need to be disclosed in the body of the disclosure statement.

## **Issues regarding the Liens Encumbering the Kingswell Property**

The SADS only discloses four liens encumbering the Kingswell Property but the documents attached collectively as Exhibit K disclose nine liens:

Liens Encumbering the Kingswell Property per SADS at 13			Liens Encumbering the Kingswell Property per Exhibit K to the SADS			
PRIORITY	RECORDATION DATE	LIENHOLDER & AMOUNT	PRIORITY	RECORDATION DATE	LIENHOLDER & AMOUNT	
1 <sup>st</sup>	DOT	Mr Cooper \$1,145,162	1 <sup>st</sup>	8/31/2006 DOT POC#3 at 25.	Mr Cooper / Nationstar \$1,145,162	
2d	DOT	Real Time Resolutions \$456,165.68	2d	8/31/2006 @ 8:00 a.m. DOT (expressly subordinated ) POC#7	Real Time Resolutions \$456,165.68	
			3d	6/25/2010 judgment lien SADS, Exh. K, case dkt. 210-3 at 16-18.	JPMorgan Chase \$887,969	

# United States Bankruptcy Court Central District of California San Fernando Valley

# Judge Martin R. Barash, Presiding Courtroom 303 Calendar

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

CONT... Anait Akopyan Chapter 11

3d	"lien"	Apex Equity	4th	3/1/11 DOT	Apex Equity
Ju	IICII	Holdings	-ти1	SADS, Exh.	Holdings
		\$15,000		K, case dkt.	\$15,000
		ψ12,000		210-3 at	Ψ12,000
				53-57.	
			5 <sup>th</sup>	3/1/12	Pondella
			3	judgment	\$102,745.72
				lien	Ψ102,7 13.72
				SADS, Exh.	
				K, case dkt.	
				210-3 at	
				20-29.	
			6 <sup>th</sup>	12/20/12	AmEx
				Judgment	\$47,591.64
				lien	,
				SADS, Exh.	
				K, case dkt.	
				210-3 at	
				31-34.	
			$7^{\text{th}}$	12/26/12	Citibank
				Judgment	\$4,067.66
				lien	
				SADS, Exh.	
				K, case dkt.	
				210-3 at	
				36-39.	
			8 <sup>th</sup>	5/19/14	Olympia
				judgment	Financial
				lien	\$38,803.90
				SADS, Exh.	POC#4
				K, case dkt.	
				210-3 at	
				41-44.	

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

CONT	Anait Akopyan					Chapter 11
4 <sup>th</sup>	tax lien	FTB	9 <sup>th</sup>	4/10/17 FTB	FTB	
		\$19,925.65		tax lien re:	\$19,925.65	
				Karapet		
				Emboyan		
				SADS, Exh.		
				K, case dkt.		
				210-3 at		
				59-60		

The body of the disclosure statement needs to disclose all of the liens encumbering the Kingswell Property. The plan needs to provide a separate class for each lien encumbering the Kingswell Property.

## Issues regarding Specific Liens: 6/25/10 Judgment Lien of JPMorgan Chase

- 1. The 6/25/10 abstract of judgment in favor of JPMorgan Chase recorded in Los Angeles County created a judgment lien that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, JPMorgan Chase's judgment lien attached to both the Catalina Property and the Kingswell Property. The SADS only lists this as a judgment lien against the Catalina Property and does not explain or address why the judgment lien is not also attached to the Kingswell Property.
- 2. The Second Amended Plan ("SAP") does not include a separate class for the JPMorgan Chase judgment lien encumbering the Kingswell Property.
- 3. The SADS states that Vartan is "not a co-obligor on the judgment liens" other than the Pondella judgment lien, and therefore the judgment liens only attach to the Debtor's 67% interest. SADS at 16:10-18. The 6/25/10 JPMorgan Chase judgment lien predates the addition of Vartan to the title of the Catalina Property on 11/15/11. Depending upon when Vartan was added to the title of the Kingswell Property, this judgment lien may also predate Vartan's interest in Kingswell. It appears that only the Debtor was on title to the Catalina Property on 6/25/10. Therefore, the judgment lien attached to the Debtor's

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

## **CONT...** Anait Akopyan

Chapter 11

100% interest in the Catalina Property. Cal. Civ. Proc. § 697.340(a). The joint tenancy interests conveyed by the Debtor to Sogomon and Vartan in 2011 were encumbered by the senior JPMorgan Chase judgment lien. Cal. Civ. Proc. § 697.390(a). The SADS, however, suggests that Vartan's 33% interest in the Catalina Property is not encumbered by the JPMorgan Chase judgment lien merely because he was not a defendant to the action in which judgment was entered against the Debtor. SADS at 11:17-18, 16:10-18, 31:26-32:12. This is contrary to the express language of Cal. Civ. Proc. § 697.390(a) ("If an interest in real property that is subject to a judgment lien is transferred or encumbered without satisfying or extinguishing the judgment lien: (a) The interest transferred or encumbered remains subject to a judgment lien created pursuant to Section 697.310 in the same amount as if the interest had not been transferred or encumbered").

4. The SAP states the Class 1(C) judgment lien of JPMorgan Chase will be stripped of the Catalina Property upon completion of payments under the SAP. SAP at 11. As previously discussed at prior disclosure statement hearings, a plan which purports to strip a lien off of property which is not property of the estate (e.g., Vartan's 33% interest in the Catalina Property) is patently unconfirmable.

# Issues regarding Specific Liens: 3/1/12 Judgment Lien of Dan Pondella

- 1. The 3/1/12 abstract of judgment recorded in Los Angeles County created a judgment lien that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, Pondella's judgment lien attached to both the Catalina Property and the Kingswell Property. The SADS only lists this as a judgment lien against the Catalina Property and does not explain or address why the judgment lien is not also attached to the Kingswell Property.
- 2. The SAP does not include a separate class for the Pondella judgment lien encumbering the Kingswell Property.

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

## **CONT...** Anait Akopyan

Chapter 11

3. The SAP states the following regarding the Class 1(D) judgment lien of Pondella:

"Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded . . . and Dan Pondella's judgment lien shall be null and void and such lien shall not act as an encumbrance *on the Property*"

SAP at 12:7-12. The SADS discloses that Vartan, a co-judgment debtor, caused Pondella to record a satisfaction of judgment as to Vartan's 33% interest in the Catalina Property, thereby permitting the Debtor to strip the Pondella judgment lien on her interest in the Catalina Property. The language in the SAP needs to state "... such lien shall not act as an encumbrance on the Debtor's 67% interest in the Property" to clarify that confirmation of a plan does not strip any liens off of Vartan's 33% interest.

Additionally, what does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to Pondella. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

# Issues regarding Specific Liens: 8/8/16 DOT in favor of Jesus Landeros on the Catalina Property

The SAP states the following regarding the Class 1(H) deed of trust of Jesus Landeros:

"Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded . . . and Jesus Landeros' lien shall be null and void and such lien shall not act as an encumbrance on the Property"

SAP at 14:27-15:5. The language in the SAP needs to state "... such lien shall not

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

## **CONT...** Anait Akopyan

Chapter 11

act as an encumbrance *on the Debtor's 67% interest in the Property*" to clarify that confirmation of a plan does not strip any liens off of Vartan's 33% interest.

Additionally, what does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to Landeros. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

# Issues regarding Specific Liens: 3/1/11 DOT in favor of Apex Equity Holdings on the Kingswell Property

- 1. The SADS asserts the Apex Equity Holdings DOT (the "Apex DOT") is "Disputed by Debtor." SADS at 15:22. What does this language mean? The Debtor did not list this debt as disputed on Schedule D. Case Dkt. 15 at 15.
- 2. The SADS asserts the Apex DOT recorded on 3/1/11 encumbers only the Debtor's 67% interest in the Kingswell Property. SADS at 15:23. The Debtor offers no explanation or analysis for why the Apex DOT does not encumber the entire fee. As noted above, the SADS fails to disclose when the Debtor conveyed a 33% joint tenancy interest in the Kingswell Property to Vartan. Unless Vartan was a joint tenant on 3/1/11 when the Apex DOT was recorded, the Apex DOT encumbers the entire fee, not just the Debtor's 67% interest. The Court notes that in a related adversary proceeding, 1:19-ap-01099-MB, plaintiff Novastar LLC alleged that Vartan became a joint tenant on the title to the Kingswell Property in October 2011. If Vartan was not added to the title until October 2011, the SADS cannot state (without any explanation) that the Apex DOT only encumbers the Debtor's 67% interest.
- 3. The SAP states the Class 1(K) Apex DOT will be stripped off the Kingswell Property upon completion of payments under the SAP. SAP at 17-18. If the Apex DOT attached to the Kingswell Property before Vartan was added to the title, the Apex DOT encumbers Vartan's 33% interest and the SAP purports to strip the DOT off of Vartan's interest. As previously discussed at prior disclosure statement hearings, a plan which purports to strip a lien off of property which is not property of the estate is patently unconfirmable.

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** Anait Akopyan

Chapter 11

Issues regarding Specific Liens: Judgment Liens of American Express, Citibank and Olympia Financial

- 1. As noted above, the SADS fails to list the 12/20/12 judgment lien of American Express (the "AmEx Lien"), the 12/26/12 judgment lien of Citibank (the "Citibank Lien") or the 5/19/14 judgment lien of Olympia Financial (the "Olympia Lien") as liens encumbering the Kingswell Property. These abstracts of judgment recorded in Los Angeles County created judgment liens that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, the AmEx Lien, the Citibank Lien and the Olympia Lien attached to both the Catalina Property and the Kingswell Property.
- 2. The SAP needs to include separate classes for the AmEx Lien, the Citibank Lien and the Olympia Lien on the Kingswell Property.
- 3. The SAP provides treatment for the AmEx Lien, the Citibank Lien and the Olympia Lien encumbering the Catalina Property in Classes 1(E), 1(F) and 1(G) and in each instance the judgment lien is stripped off:

Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded by the Debtor . . . . and [AmEx / Citibank / Olympia's] judgment lien shall be null and void and such lien shall no longer act as an encumbrance on the Property at the time of recordation.

SAP at 12-14. What does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to AmEx or Citibank or Olympia. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

Issues regarding Specific Liens: FTB Tax Lien re: Kingswell

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

## CONT... Anait Akopyan

Chapter 11

The SADS states the Kingswell Property is encumbered by a tax lien in favor of the FTB "against another individual by name Karapet Emboyan." SADS at 15. The recorded tax lien states that it "attaches to all property and rights to such property now owned or later acquired by the taxpayer" and identifies the taxpayer as Karapet Emboyan. Exh. K to the SADS, dkt. 210-3 at 60. The SADS fails to explain who Karapet Emboyan is or why the Debtor believes FTB tax lien attached to the SADS encumbers the Kingswell Property. The Novastar settlement agreement attached to the SADS at exhibit F suggests Emboyan was on title to the Kingswell Property at some point in time. The SADS needs to disclose enough facts to explain why the Debtor's plan includes provisions to strip off a tax lien that only attaches to property of Emboyan, who is not a debtor.

# Issues regarding the valuation of the Catalina Property and the Kingswell Property

The SAP proposes to strip 13-14 liens off of the two properties at confirmation pursuant to § 506 of the Bankruptcy Code based on the Debtor's assertion there is insufficient equity in each property for the liens to be fully secured. At confirmation the Debtor will have to present admissible evidence of the value of each property at confirmation. The appraisals attached to the SADS at exhibits L and M value the properties as of July 2020 and therefore are stale. The SADS currently states:

The Catalina Rental has a scheduled value of approximately \$2,200,000 as of the plan confirmation date.

SADS at 11:5-6.

The Kingswell Rental has a scheduled value of \$1,100,000 as of the plan confirmation date.

SADS at 13:4-5.

The SADS needs to clarify that these valuations are as of 7/22/20 and 7/25/20, respectively, and are not valuations "as of confirmation."

The SADS Needs to Correctly Identify the Classes Entitled to Vote for the SAP The SADS incorrectly suggests that any member of an impaired class is entitled to vote:

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** Anait Akopyan

Chapter 11

WHO MAY VOTE OR OBJECT

\* \* \*

ii. Who May Vote to Accept or Reject the Second Amended Plan

A creditor or interest holder has a right to vote for or against the Second Amended Plan if that creditor or interest holder has a claim which is both (1) allowed or allowed for voting purposes and (2) classified as an impaired class.

SADS at 43:17-20.

The SADS also incorrectly identifies the classes entitled to vote on the SAP:

... holders of Class 1(A), Class 1(B), Class 1(C), Class 1(D), 1(E), 1(F), 1(G), 1(H), 1(I), 1(J), 1(K), 1(L) and Class 2 are impaired that the holders of claims in these class [sic] are entitled to vote to accept or reject the Second Amended Plan.

SADS at 44:21-23.

The SAP provides that the only classes receiving anything under the SAP are: Secured Class 1(A) (Deutsche Bank / Mr. Cooper re Catalina Property), Secured Class 1(B) (Real Time Resolutions re Catalina Property); and Secured Class 1(I) (Deutsche Bank / Mr. Cooper re Kingswell Property).

None of the other classes receive payments or any other distributions under the SAP. Because Classes 1(C), 1(D), 1(E), 1(F), 1(G), 1(H), 1(K), 1(L) and 2 do not receive anything under the Plan, they are deemed not to have accepted the Plan by operation of Bankruptcy Code § 1126(g). Because they are deemed not to have accepted the SAP by operation of law, they are not entitled to vote. *In re Maremont Corp.*, 601 B.R. 1, 86 (Bankr. D. Del. 2019) ("Claims in Class 6... and Interests in Class 7 are Impaired and Holders of such Claims and Interests are deemed to have rejected the Plan pursuant to section 1126(g) of the Bankruptcy Code and are not entitled to vote to accept or reject the Plan").

The SADS needs to identify only Classes 1(A), 1(B) and 1(I) as the classes entitled to vote and needs to state that Classes 1(C), 1(D), 1(E), 1(F), 1(G), 1(H), 1(K), 1(L) and

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

# **CONT...** Anait Akopyan

Chapter 11

2 are deemed to reject the SAP.

## **Absolute Priority Rule Issues**

1. As a threshold matter, the disclosure statement does not need to include legal arguments or cite legal authorities. However, if the Debtor chooses to include such legal authorities, the description must accurately represent the issues addressed by those authorities. The SADS asserts that Todeschi v. Juarez (In re Juarez), 603 B.R. 610 (B.A.P. 9th Cir. 2019) addresses "whether the 'absolute priority rule' permits an individual debtor in a chapter 11 case to retain exempt property without making a commensurate 'new value' contribution." SADS at 47:18-21. In Juarez, the debtor made a new value contribution of \$15,000; Juarez, therefore, is not a case addressing whether an individual debtor can violate the absolute priority rule without making a new value contribution. It is also far from clear that *Juarez* is applicable to the Debtor's SAP. Under the SAP, unlike the debtor in *Juarez*, the Debtor does not make a new value contribution. In *Juarez*, the debtor made payments to a class of general unsecured creditors over five years. Under the SAP, the Debtor makes no payments to Class 2 (General Unsecured Creditors). Additionally, under the SAP the Debtor retains her 67% ownership in the Catalina Property and the Kingswell Property, neither of which are exempt properties. Under the SAP the Debtor retains her rights to the rental income generated by the properties (\$19,089 / month combined gross rent, which totals \$1,145,340 over the 5-year term of the SAP). Debtor did not claim an exemption in any of the income to be generated by the properties (which is property of the estate pursuant to § 541(a)(6) ("... rents... from property of the estate . . . ")) and only claimed an exemption of \$10,000 in Kingswell Section 8 rent which accrued prepetition. Schedule C, case dkt. 15 at 13. Because the Debtor would retain prepetition nonexempt, property of the estate, to the extent *Juarez* addresses (at least in part) the ability of a chapter 11 debtor to retain exempt property, Juarez may not be as applicable to the Debtor's SAP as the SADS suggests.

The SADS asserts "Debtor has no unexempt equity in her Rental Properties" and "Debtor does not have any unexempt assets" SADS at 48:7-9. As noted above, the Debtor has not asserted any exemption in either the Catalina Property or the Kingswell Property or their rents. These statements need to be

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

CONT...

Anait Akopyan deleted.

Chapter 11

## Post-Re-Vesting Automatic Stay Issue

The SAP provides that after property of the estate revests in the Debtor, "[t]he automatic stay will be re-imposed upon the re-vested property." SAP at 24:27-25:1. At confirmation the Debtor will need to address the appropriateness of the stay continuing post confirmation despite § 362(c)(1) of the Bankruptcy Code, which provides for its termination, and also address when the stay will be lifted.

#### **Ruling for May 18, 2021:**

Continued to 5/28/21 at 1:30 p.m.

#### **Ruling for May 11, 2021:**

Continued to 5/18/21 at 10:00 a.m.

## Ruling for April 6, 2021:

Continued to 5/5/21 @ 1:30. By 4/27/21, Dtr to file a 2d amended disclosure statement and plan, with blacklines, and notice of the continued hearing to all creditors. Objections due by 5/4/21.

#### **Party Information**

## **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-11192 **Anait Akopyan** 

Chapter 11

#23.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21, 2/3/21, 3/23/21, 4/6/21, 5/11/21, 5/18/21, 5/28/21

Docket 1

## **Tentative Ruling:**

## **Ruling for May 28, 2021**

The status conference is continued to **June 15, 2021 at 2:30 p.m.** No new status report is required.

#### **Ruling for May 18, 2021:**

Continued to 5/28/21 at 1:30 p.m.

## Ruling for May 11, 2021:

Continued to 5/18/21 @ 10:00 a.m. No new status report is required.

#### Ruling for April 6, 2021:

Continued to 5/11/21 @ 1:30. No new status report is required.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Amended Plan and Disclosure Statement to be filed by March 2, 2021. Objections due by March 16, 2021. Provided the amended Plan and Disclosure Statement are filed, no new status report is required.

**Ruling for November 10, 2020:** Continued to 1/19/21 at 1:30 p.m. Debtor may use this date for a disclosure statement hearing if notice and service is proper.

<u>Ruling for 9/14/20:</u> Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve notice of continuance. No updated status report needed.

**Tuesday, June 15, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** Anait Akopyan

Chapter 11

<u>Ruling for May 26, 2020:</u> Continued to 8/12/20 at1:30 p.m. Debtor to file and serve notice of continued status conference. No new status report needed.

## Ruling for March 17, 2020

Appearances waived. Continued to May 26, 2020 at 1:30 p.m.

<u>Tentative Ruling for September 25, 2019</u>: Continued to December 11, 2019 at 1:30 p.m. Debtor shall file an updated status report two weeks prior to the continued status conference. Appearances waived.

Ruling for 6/25/19: Bar date is 8/30/19. Debtor to lodge bar date order which requires the bar date notice to be in the mail by 7/2/19. Deadline for plan and disclosure statement filing is 1/31/20. Continued to 9/25/19 at 1:30 p.m. Debtor must file an updated status report by 9/11/19.

## **Party Information**

#### **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

Wednesday, June 16, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1615860008

**ZoomGov meeting number:** 161 586 0008

**Password:** 106917

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

## **Tentative Ruling:**

- NONE LISTED -

Wednesday, June 16, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#0.10 Hearing

RE: [17] Motion to Dismiss Adversary Proceeding / Notice Of Motion And Motion To Dismiss Counterclaim Of Figueroa Mountain Brewing, LLC Against White Winston Select Asset Funds, LLC; Memorandum Of Points And Authorities In Support Thereof

FR. 6-2-21

Docket 17

\*\*\* VACATED \*\*\* REASON: Rescheduled for 1:30pm on this day's calendar.

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s)**:

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

Movant(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik Beth Ann R Young

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Wednesday, June 16, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Figueroa Mountain Brewing, LLC

**Chapter 11** 

**Plaintiff(s):** 

White Winston Select Asset Funds,

Represented By Eve H Karasik Beth Ann R Young

Wednesday, June 16, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#0.20 Status Hearing

RE: [1] Adversary case 9:21-ap-01002. Complaint by White Winston Select Asset Funds, LLC against Figueroa Mountain Brewery, LLC. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21, 5-26-21, 6-2-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled for 1:30pm on this day's calendar.

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik Beth Ann R Young

Wednesday, June 16, 2021

**Hearing Room** 

201

10:00 AM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

#0.30 Hearing

RE: [18] Motion to Dismiss Adversary Proceeding Notice and Motion to Dismiss Complaint Under FRCP 12(B)(6); Memorandum of Points and Authorities, with Proof of Service

FR. 5-26-21, 6-2-21

Docket 18

\*\*\* VACATED \*\*\* REASON: Rescheduled for 1:30pm on this day's calendar.

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang Chad V Haes

**Movant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang Chad V Haes

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Wednesday, June 16, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Jaime Gray Dietenhofer

**Chapter 11** 

Beth Ann R Young Eve H Karasik

Wednesday, June 16, 2021

**Hearing Room** 

201

1<u>0:00 AM</u>

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

#0.40 CONT'D Status Hearing

RE: [1] Adversary case 9:21-ap-01003. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. (4) and (6) (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Young, Beth Ann)

FR. 3-8-21, 5-26-21, 6-2-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled for 1:30pm on this day's calendar.

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang Chad V Haes

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young Eve H Karasik

Wednesday, June 16, 2021

**Hearing Room** 

201

1<u>0:00 AM</u>

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01004 White Winston Select Asset Funds, LLC v. Dietenhofer

#0.50 Status Hearing

RE: [1] Adversary case 9:21-ap-01004. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21, 5-26-21, 6-2-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled for 1:30pm on this day's calendar.

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s)**:

Jaime Gray Dietenhofer Represented By

D Edward Hays Chad V Haes

Plaintiff(s):

White Winston Select Asset Funds, Represented By

Eve H Karasik

Wednesday, June 16, 2021

**Hearing Room** 

201

1:30 PM

## 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.00 CONT'D Evidentiary Hearing

RE: [397] Notice of Motion and Motion to Restrict White Winston From Credit Bidding Pursuant To § 363(k) at Proposed Sale of Debtors Assets and Request to Exceed Page Limit; Memorandum of Points and Authorities; and Proof of Service

FR. 4-19-21, 5-12-21, 6-1-21, 6-2-21

Docket 397

#### **Tentative Ruling:**

**Ruling for June 2, 2021:** Continued to 6/16/21 at 1:30 p.m.

Ruling for April 19, 2021: Continued to 5/12/21 at 10:00 a.m. for cross examination of the declarants.

## **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

## **Trustee(s):**

Moriah Douglas Flahaut (TR) Pro Se

# **United States Bankruptcy Court Central District of California Northern Division**

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 16, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#2.00 Hearing

> RE: [17] Motion to Dismiss Adversary Proceeding / Notice Of Motion And Motion To Dismiss Counterclaim Of Figueroa Mountain Brewing, LLC Against White Winston Select Asset Funds, LLC; Memorandum Of Points And Authorities In Support Thereof

FR. 6-2-21

Docket 17

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

> Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

**Movant(s):** 

White Winston Select Asset Funds, Represented By

> Eve H Karasik Beth Ann R Young

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Plaintiff(s):

White Winston Select Asset Funds, Represented By

6/16/2021 9:45:59 AM

Page 10 of 16

Wednesday, June 16, 2021

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Figueroa Mountain Brewing, LLC

**Chapter 11** 

Eve H Karasik Beth Ann R Young

Wednesday, June 16, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#3.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01002. Complaint by White Winston Select Asset Funds, LLC against Figueroa Mountain Brewery, LLC. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21, 5-26-21, 6-2-21

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik Beth Ann R Young

Wednesday, June 16, 2021

**Hearing Room** 

201

1:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

**#4.00** Hearing

RE: [18] Motion to Dismiss Adversary Proceeding Notice and Motion to Dismiss Complaint Under FRCP 12(B)(6); Memorandum of Points and Authorities, with Proof of Service

FR. 5-26-21, 6-2-21

Docket 18

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang Chad V Haes

**Movant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang Chad V Haes

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young

Wednesday, June 16, 2021 Hearing Room

<u>1:30 PM</u>

CONT... Jaime Gray Dietenhofer Chapter 11

Eve H Karasik

201

Wednesday, June 16, 2021

**Hearing Room** 

201

1:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01003 White Winston Select Asset Funds, LLC v. Dietenhofer

#5.00 CONT'D Status Hearing

RE: [1] Adversary case 9:21-ap-01003. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. (4) and (6) (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Young, Beth Ann)

FR. 3-8-21, 5-26-21, 6-2-21

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Tinho Mang Chad V Haes

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Juliet Y Oh

Beth Ann R Young Eve H Karasik

Courtroom 201 Calendar

Wednesday, June 16, 2021

**Hearing Room** 

201

1:30 PM

9:20-11262 Jaime Gray Dietenhofer

Chapter 11

Adv#: 9:21-01004 White Winston Select Asset Funds, LLC v. Dietenhofer

#6.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01004. Complaint by White Winston Select Asset Funds, LLC against Jaime Gray Dietenhofer. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21, 5-26-21, 6-2-21

Docket 1

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Jaime Gray Dietenhofer Represented By

Summer M Shaw

**Defendant(s):** 

Jaime Gray Dietenhofer Represented By

D Edward Hays Chad V Haes

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

1: Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1608494248

ZoomGov meeting number: 160 849 4248

Password: 723542

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01120 Seror v. Goldman et al

#1.00 Status conference re complaint for: recovery of money/property and

fr. 5/14/20 (stip); 9/24/20; 1/7/21. 1/8/21, 2/4/21; 4/15/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 9/8/21 at 2:30 p.m. in light of stipulation to continue filed on 6/16/21.

## **Tentative Ruling:**

Ruling for February 4, 2021: Trustee to lodge a new scheduling order which includes the following deadlines: discovery cut off is 3/31/21 and case dispositive motions due 5/14/21. Status conference is continued to 4/15/21 at 1:30 p.m. No updated status report required.

**Ruling for January 8, 2021:** Continued to 2/4/21 at 10:00 a.m. No new status report is required.

Ruling for September 24, 2020: Continued to 1/8/21 at 1:30 p.m. The scheduling order is as follows: the last day to join parties and amend pleadings is 1/29/21. Also, 1/29/21 is the last day for discovery to be completed. The last day for pre-trial motions to be filed is 2/19/21.

Ruling for February 6, 2020: Continued to 5/14/20 at 1:30 p.m. The parties are ordered to go to mediation and it must be completed by the end of April 2020.

## **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

#### **Defendant(s):**

Nicole Goldman Pro Se

Jasmin Ismail Pro Se

6/17/2021 12:20:10 PM Page 2 of 11

Thursday, June 17, 2021 Hearing Room 303

2:30 PM

CONT... Todd Harris Goldman Chapter 7

Ostrich House LLC, an Ohio limited Pro Se

**Plaintiff(s):** 

David Seror Represented By

Jorge A Gaitan

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

Adv#: 1:19-01051 World Systems Inc v. South Bay Properties et al

#2.00 Motion to dismiss adversary proceeding

fr. 9/12/19; 10/23/19; 1/9/20; 2/20/20; 4/2/20, 6/25/20; 6/26/20(stip), 8/24/20, 10/29/20, (adv fr.12/18/20), 12/10/20; 1/21/21; 3/26/21

Docket 14

## **Tentative Ruling:**

Ruling for March 26, 2021: Continued to 6/17/21 at 2:30 p..m.

Ruling for December 10, 2020: Continued to 1/21/21 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m.

<u>Final Ruling for August 24, 2020:</u> In light of the parties' tentative settlement, as described in the Debtor's post-mediation status report, this matter is continued to **October 29, 2020 at 2:30 p.m.** Appareances are waived.

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

#### **Party Information**

#### **Debtor(s):**

World Systems, Inc.

Represented By

6/17/2021 12:20:10 PM

Page 4 of 11

Thursday, June 17, 2021

**Hearing Room** 

303

<u>2:30 PM</u>

**CONT...** World Systems, Inc.

Chapter 11

**Defendant(s):** 

South Bay Properties Represented By

Leslie A Cohen

Lewis R Landau

Best Alliance Foreclosure and Lien Pro Se

Equity Title Pro Se

Michael G Anderson Trust Pro Se

**Plaintiff(s):** 

World Systems Inc Represented By

Lewis R Landau

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

Adv#: 1:19-01051 World Systems Inc v. South Bay Properties et al

#3.00 Status conference re: first amended complaint

fr. 6/27/19, 9/12/19 (from 1:30pm); 9/12/19; 10/23/19; 1/9/20; 2/20/20; 4/2/20, 6/25/20; 6/26/20(stip), 8/24/20, 10/29/20, (adv fr.12/18/20), 12/10/20; 1/21/21; 3/26/21

Docket 13

#### **Tentative Ruling:**

**Ruling for March 26, 2021:** Continued to 6/17/21 at 2:30 p..m.

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m. Joint status report must be filed by 12/4/20 unless a settlement is reached and a 9019 motion is filed.

<u>Final Ruling for August 24, 2020:</u> In light of the parties' tentative settlement, as described in the Debtor's post-mediation status report, this matter is continued to **October 29, 2020 at 2:30 p.m.** Appareances are waived.

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

## **CONT...** World Systems, Inc.

Chapter 11

details are available by visiting their website: https://courtcall.com.

Ruling for 6/27/19: Amended complaint must be filed by 7/15/19. Answer or responsive pleading due by 8/6/19. Continued to 9/12/19 at 1:30. Parties should file an updated joint status report. Plaintiff must lodge a scheduling order within seven days.

## **Party Information**

#### **Debtor(s):**

World Systems, Inc. Represented By

Lewis R Landau

## **Defendant(s):**

South Bay Properties Pro Se

Best Alliance Foreclosure and Lien Pro Se

Equity Title Pro Se

Michael G Anderson Trust Pro Se

## **Plaintiff(s):**

World Systems Inc Pro Se

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

#4.00 Motion to extend time and for an order extending plan and disclosure statement. Filing deadline pending mediation conference due to Illness

fr. 4/1/20, 5/13/20, 6/8/20, 8/12/20, 8/17/20, 10/1/20, 10/29/20, (adv fr. 12/18/20), 12/10/20; 1/21/21; 3/26/21

Docket 123

#### **Tentative Ruling:**

**Ruling for March 26, 2021:** Continued to 6/17/21 at 2:30 p..m.

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m.

#### **Ruling for 10/1/20:**

Continued to October 29, 2020 at 2:30 p.m.

#### Ruling for August 17, 2020

Tentative adopted.

<u>Tentative Ruling for August 17, 2020:</u> Based on the Debtor's representations that the Debtor and South Bay Properties, LLC have tentatively settled their dispute, this matter is **continued to 10/1/20 at 1:30 p.m.** Appearances are waived.

**Ruling for June 8, 2020:** Continued to 8/12/20 at 1:30 p.m.

**Ruling for May 13, 2020:** 

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc.

Chapter 11

Continued to June 8, 2020 at 1:30 p.m.

**Ruling for April 1, 2020:** Extension request is granted through 5/13/20. Continued to 5/13/20 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

World Systems, Inc.

Represented By Lewis R Landau Leslie A Cohen

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

1:19-10282 World Systems, Inc.

Chapter 11

#5.00 Scheduling and case management conference re chapter 11 voluntary petition

fr. 3/26/19; 6/25/19; 8/14/19, 11/13/19, 2/19/20, 4/1/20, 5/13/20, 6/8/20, 8/12/20, 8/17/20, 10/1/20, 10/29/20, (adv 12/18/20), 12/10/20; 1/21/21; 3/26/21

#### Docket 1

#### **Tentative Ruling:**

**Ruling for March 26, 2021:** Continued to 6/17/21 at 2:30 p..m.

Ruling for December 10, 2020: Continued to 1/21/20 at 2:30 p.m.

Ruling for October 29, 2020: Continued to 12/18/20 at 2:30 p.m.

#### **Ruling for 10/1/20:**

Continued to October 29, 2020 at 2:30 p.m.

#### Ruling for August 17, 2020

Tentative adopted.

<u>Tentative Ruling for August 17, 2020:</u> Based on the Debtor's representations that the Debtor and South Bay Properties, LLC have tentatively settled their dispute, this matter is **continued to 10/1/20 at 1:30 p.m.** Appearances are waived. Debtor is required to file an updated status report no later than 9/24/20.

Ruling for June 8, 2020: Continued to 8/12/20 at 1:30 p.m. Debtor is required to

Thursday, June 17, 2021

**Hearing Room** 

303

2:30 PM

**CONT...** World Systems, Inc.

Chapter 11

file an updated status report by 8/5/20.

#### Ruling for May 13, 2020:

Continued to June 8, 2020 at 1:30 p.m.

Ruling for April 1, 2020: Continued to 5/13/20 at 1:30 p.m. Debtor may file a brief update at least one day prior to the hearing.

**Ruling for 2/19/20:** Continued to 4/1/20 at 1:30 p.m.

**Ruling for 11/13/19:** Deadline to file plan and disclosure statement continued to 1/31/20. Continued to 2/19/20 at 1:30 p.m. Debtor to file a notice of continued status conference.

#### Ruling for August 14, 2019:

Continued to November 13, 2019 at 1:30 p.m. The Dtr can set its disclosure statement for hearing at the same date and time.

Ruling for 6/25/19: Debtor to lodge scheduling order establishing 10/1/19 as the deadline for the debtor to file a plan. Continued to 8/14/19 at 1:30 p.m. Debtor to serve notice of continuance. No updated status report needed.

#### Ruling for March 26, 2019:

The general claims bar date is May 3, 2019. Debtor shall serve notice of the bar date by March 29, 2019. Continued to June 25, 2019 at 1:30 p.m. Debtor shall file and serve notice of the continued status conference.

#### **Party Information**

#### **Debtor(s):**

World Systems, Inc.

Represented By Lewis R Landau

Friday, June 18, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.00 Hearing

RE: [532] Motion to Approve Compromise Under Rule 9019 NOTICE OF MOTION AND MOTION OF DEBTOR TO APPROVE SETTLEMENT WITH, AND AUTHORIZE PAYMENT TO, STEPHEN ALMARAZ

Docket 532

\*\*\* VACATED \*\*\* REASON: Continued to 6/22/21 at 1:30 p.m. due to the Juneteenth federal holiday.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### **Movant(s)**:

Figueroa Mountain Brewing, LLC Represented By

Friday, June 18, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#2.00 Hearing

RE: [534] Notice of Motion and Motion in Individual Ch 11 Case for Order Employing Professional (LBR 2014-1): ONYX ASSET ADVISORS, LLC AND RABIN WORLDWIDE, INC. as Sales Agents, Brokers

Docket 534

\*\*\* VACATED \*\*\* REASON: Continued to 6/22/21 at 1:30 p.m. due to the Juneteenth federal holiday.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### **Movant(s)**:

Figueroa Mountain Brewing, LLC Represented By

Friday, June 18, 2021

**Hearing Room** 

201

10:00 AM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#3.00 Hearing

RE: [536] Motion For Sale of Property of the Estate under Section 363(b) - No Fee DEBTORS NOTICE OF MOTION AND MOTION APPROVING MOTION TO APPROVE SALE OF PERSONAL PROPERTY AND SURRENDER OF POSSESSION OF REAL PROPERTY

Docket 536

\*\*\* VACATED \*\*\* REASON: Continued to 6/22/21 at 1:30 p.m. due to the Juneteenth federal holiday.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### Movant(s):

Figueroa Mountain Brewing, LLC Represented By

**Tuesday, June 22, 2021** 

**Hearing Room** 

201

1:30 PM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1615082274

ZoomGov meeting number: 161 508 2274

**Password:** 295551

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Tuesday, June 22, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.00 Hearing

RE: [532] Motion to Approve Compromise Under Rule 9019 NOTICE OF MOTION AND MOTION OF DEBTOR TO APPROVE SETTLEMENT WITH, AND AUTHORIZE PAYMENT TO, STEPHEN ALMARAZ

FR. 6-18-21

Docket 532

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Tuesday, June 22, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#2.00 Hearing

RE: [534] Notice of Motion and Motion in Individual Ch 11 Case for Order Employing Professional (LBR 2014-1): ONYX ASSET ADVISORS, LLC AND RABIN WORLDWIDE, INC. as Sales Agents, Brokers

FR. 6-18-21

Docket 534

### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

**Tuesday, June 22, 2021** 

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#3.00 Hearing

RE: [536] Motion For Sale of Property of the Estate under Section 363(b) - No Fee DEBTORS NOTICE OF MOTION AND MOTION APPROVING MOTION TO APPROVE SALE OF PERSONAL PROPERTY AND SURRENDER OF POSSESSION OF REAL PROPERTY

FR. 6-18-21

Docket 536

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### Movant(s):

Figueroa Mountain Brewing, LLC Represented By

**Monday, June 28, 2021** 

**Hearing Room** 

201

1:30 PM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1603312886

ZoomGov meeting number: 160 331 2886

**Password:** 054253

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

Courtroom 201 Calendar

Monday, June 28, 2021

**Hearing Room** 

201

1:30 PM

#### 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#1.00 CONT'D Evidentiary Hearing

RE: [397] Notice of Motion and Motion to Restrict White Winston From Credit Bidding Pursuant To § 363(k) at Proposed Sale of Debtors Assets and Request to Exceed Page Limit; Memorandum of Points and Authorities; and Proof of Service

FR. 4-19-21, 5-12-21, 6-1-21, 6-2-21, 6-16-21

Docket 397

#### **Tentative Ruling:**

**Ruling for June 16, 2021:** Continued to 6/28/21 at 1:30 p.m.

**Ruling for June 2, 2021:** Continued to 6/16/21 at 1:30 p.m.

Ruling for April 19, 2021: Continued to 5/12/21 at 10:00 a.m. for cross examination of the declarants.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Monday, June 28, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#2.00 Hearing

RE: [17] Motion to Dismiss Adversary Proceeding / Notice Of Motion And Motion To Dismiss Counterclaim Of Figueroa Mountain Brewing, LLC Against White Winston Select Asset Funds, LLC; Memorandum Of Points And Authorities In Support Thereof

FR. 6-2-21, 6-16-21

Docket 17

#### **Tentative Ruling:**

**Ruling for June 16, 2021:** Continued to 6/28/21 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

**Movant(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik Beth Ann R Young

White Winston Select Asset Funds, Represented By

Juliet Y Oh

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

6/28/2021 8:20:51 AM Page 3 of 5

**Monday, June 28, 2021** 

**Hearing Room** 

201

<u>1:30 PM</u>

**CONT...** Figueroa Mountain Brewing, LLC

**Chapter 11** 

Eve H Karasik Beth Ann R Young

Monday, June 28, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

Adv#: 9:21-01002 White Winston Select Asset Funds, LLC v. Figueroa Mountain Brewery,

#3.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01002. Complaint by White Winston Select Asset Funds, LLC against Figueroa Mountain Brewery, LLC. LLC for Determination of the Validity, Extent and Priority of Liens and Amount of Claim - Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) (Karasik, Eve)

FR. 4-7-21, 5-26-21, 6-2-21, 6-16-21

Docket 1

**Tentative Ruling:** 

**Ruling for June 16, 2021:** Continued to 6/28/21 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

Figueroa Mountain Brewery, LLC Represented By

Matthew A Lesnick

**Plaintiff(s):** 

White Winston Select Asset Funds, Represented By

Eve H Karasik Beth Ann R Young

**Tuesday, June 29, 2021** 

**Hearing Room** 

303

1:30 PM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1611336446

ZoomGov meeting number: 161 133 6446

**Password:** 272202

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

**Tuesday, June 29, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#1.00 Hearing re amended memorandum of points and authorities

in support of motion for authority to sell Irvine liquor license (ABC License No. 316895) subject to section 24049 of the California business and professional code and pursuant to 11 U.S.C. § 363(B)

Docket 110

\*\*\* VACATED \*\*\* REASON: continued to 3:00 p.m.

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

Trustee(s):

Moriah Douglas Flahaut (TR) Pro Se

**Tuesday, June 29, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#2.00

Motion to reject lease or executory contract and to reject certain unexpired leases of non residential real property and abandon de minimis property in connection therewith

Docket 132

\*\*\* VACATED \*\*\* REASON: conrinued to 3:00 p.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

PS On Tap, LLC Represented By

Carol Chow

#### **Trustee(s):**

Moriah Douglas Flahaut (TR) Pro Se

**Tuesday, June 29, 2021** 

**Hearing Room** 

303

3:00 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#3.00 Motion to reject lease or executory contract and to reject certain unexpired leases of non residential real property and abandon de minimis property in connection therewith

fr. 6/29/21 (1:30 p.m.)

Docket 132

\*\*\* VACATED \*\*\* REASON: On 6/28/21, order signed granting motion pursuant to stipulation between Debtors and Prestonwood Pond, LLC.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

**Tuesday, June 29, 2021** 

**Hearing Room** 

303

3:00 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#4.00

Hearing re amended memorandum of points and authorities in support of motion for authority to sell Irvine liquor license (ABC License No. 316895) subject to section 24049 of the California business and professional code and pursuant to 11 U.S.C. § 363(B)

fr. 6/29/21 (1:30 p.m.)

Docket 110

#### **Tentative Ruling:**

#### **Tentative Ruling for June 29, 2021**

California Business & Professions Code § 24049 creates a property interest in favor of the State of California in the Debtors' liquor license. In re Farmers Markets, Inc., 792 F.2d 1400 (9th Cir. 1986). The Debtors' "estates took the liquor licenses subject to the State's right to payment under that statute." *Id.* Debtors' Schedules list debts owed to the California Employment Development Department (Grill Concepts, Nevada - \$133,506.84), the California Franchise Tax Board (Grill Concepts, Nevada -\$211,049.87) and the California Department of Tax and Fee Administration (Grill Concepts, California - \$73,714.31; PS on Tap - \$28,681.38; GIC-MP -\$1,403.93). Based on these debts, it appears each of these taxing authorities has an interest in the liquor license the Debtors wish to sell. Debtors' Notice of Motion (case dkt. 111) states the "[s]ale is free and clear of liens" which presumably means free and clear of the interests of the EDD, the FTB and the Department of Tax and Fee Administration. Federal Rule of Bankruptcy Procedure 6004(c) requires the Debtors to serve notice and the motion on "parties who have liens or other interests in the property to be sold." It is unclear from the record whether the Debtors have complied with Rule 6004(c). Docket number 110 is the Debtors' Amended Memorandum of Points & Authorities, etc.; Declarations of Claude R. Cognian and Mike Brewer. etc. (the "Motion"). It is unclear who the Debtors served with the Motion as no proof of service is included. Docket number 111 is the Debtors' amended notice of the Motion (the "Notice") which was served on the EDD and the FTB but does not appear to have been served on the Department of Tax and Fee Administration. It is also unclear whether the Debtors served the California Department of Alcoholic Beverage Control

**Tuesday, June 29, 2021** 

**Hearing Room** 

303

3:00 PM

#### CONT... PS On Tap, LLC

Chapter 11

with either the Notice or the Motion. The Debtors should be prepared to address who was served with the Notice and the Motion and whether the Court can authorize the sale of the liquor license free and clear of the interests of the EDD, the FTB and the Department of Tax and Fee Administration.

#### **Party Information**

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Wednesday, June 30, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1611812912

ZoomGov meeting number: 161 181 2912

**Password:** 608326

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 30, 2021

**Hearing Room** 

201

10:00 AM

#### 9:21-10029 **Viktors Gusevs**

Chapter 7

CONT'D Hearing #1.00

> RE: [18] Notice of Motion and Motion in Individual Case for Order Confirming Termination of Stay under 11 U.S.C. 362(j) or That No Stay is in Effect under 11 U.S.C. 362(c)(4)(A)(ii) 21650 Pacific Coast Highway, Malibu, CA 90265 with Proof of Service.

FR. 5-5-21, 5-26-21

Docket 18

\*\*\* VACATED \*\*\* REASON: Order approving revised stipulation for relief from stay entered 6/29/21. Case Dkt. 41.

#### **Tentative Ruling:**

#### Ruling for May 26, 2021

The Court will not approve this version of the stipulation with paragraph 3 in it.

The Court will approve a stipulation removing paragraph 3.

The hearing is continued to June 30, 2021 at 10:00 a.m. which will come off calendar if the parties lodge a revised stipulation and the Court approves the revised stipulation.

#### Ruling for May 5, 2021

Continued to May 26, 2021 at 10:00 a.m. Movant to correct the service defects and file and serve a notice of continued hearing. Trustee to file supplemental briefing by May 14, 2021 on whether any stay is in effect.

### Tentative Ruling for May 5, 2021

Movant to address whether it served the moving papers (docket nos. 18, 19, 20, & 22) on the debtor as required by Local Bankruptcy Rule 4001-1(c)(1)(C)(i) or only served debtor's counsel. Movant and the chapter 7 trustee to address whether paragraph 3 of their Stipulation Among Chapter 7 Trustee and Creditor JP Morgan Chase Bank, N.A. Granting Limited Relief from the Automatic Stay (docket no. 23) is contrary to the express language of Bankruptcy Code section 362(c)(4)(A)(i) and *In re Nelson*, 391 B.R. 437, 446 (B.A.P. 9th Cir. 2008) (by § 362(c)(4)(A)'s plain terms, no stay arose in Chapter 13 case either as to actions against debtors or their property or against property of the estate).

#### **Party Information**

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 30, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Viktors Gusevs

Chapter 7

**Debtor(s):** 

Viktors Gusevs Represented By

R Grace Rodriguez

Movant(s):

JPMorgan Chase Bank, N.A. Represented By

Robert A Hyatt

**Trustee(s):** 

Jerry Namba (TR) Represented By

Laila Masud

Wednesday, June 30, 2021

**Hearing Room** 

201

10:00 AM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#2.00 HearingRE: [135] Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Action pending in Ventura County Superior Court (Kyle Athan v Player's Poker Club, Inc.) Docket # 56-2020-00545439-CU-WT-VTA.

Docket 135

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

Final Ruling for June 30, 2021: Denied as moot. The action was removed to this Court on June 17, 2021 and a status conference has been set for September 10, 2021 at 2:30 p.m. Appearances waived. The Movant shall lodge an order no later than July 7, 2021.

#### **Party Information**

### **Debtor(s):**

Player's Poker Club, Inc. Represented By

Michael S Kogan Richard W Brunette

Movant(s):

Kyle Athan Represented By

D Lisa Walker

Wednesday, June 30, 2021

**Hearing Room** 

201

10:00 AM

9:21-10475 Adelia Rocha Emerson

Chapter 7

#3.00 HearingRE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Ram 3500, VIN: 3C63RRKL1JG373521. (Ith, Sheryl)

Docket 9

#### **Tentative Ruling:**

## **Tentative Ruling for June 30, 2021**

Grant. No opposition filed. Appearances waived. Movant to lodge an order no later than July 6, 2021.

### **Party Information**

**Debtor(s):** 

Adelia Rocha Emerson Represented By

Christian J Younger

Movant(s):

Santander Consumer USA Inc. dba Represented By

Sheryl K Ith

Trustee(s):

Jerry Namba (TR) Pro Se

Wednesday, June 30, 2021

**Hearing Room** 

201

11:30 AM

**9:11-11967** Miguel M Juarez

Chapter 7

#4.00 Chapter 7 Trustee's Final Report, Application for Compensation and Application(s) for Compensation of Professionals filed on behalf of Trustee Jerry Namba. The United States Trustee has reviewed the Chapter 7 Trustee's Final Report. Filed by United States Trustee. (united states trustee (pca))

Docket 50
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

#### Final Ruling for June 30, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than July 7, 2021.

#### **Party Information**

**Debtor(s):** 

Miguel M Juarez Pro Se

**Trustee(s):** 

Jerry Namba (TR)

Represented By

Paul F Ready

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 30, 2021

**Hearing Room** 

201

11:30 AM

#### 9:19-11918 Mahmood Jafroodi

Chapter 7

#5.00 CONT'D Hearing

Order to Show Cause Why Debtor Should Not be Held in Civil Contempt for Failure to Comply with Court Orders Compelling the Production of Documents and Turnover of Funds and Sanctioned for Such Failures

FR. 10-21-20, 12-3-20, 1-13-21, 2-19-21, 3-17-21, 5-5-21

Docket 126

\*\*\* VACATED \*\*\* REASON: Stipulated order entered continuing hearing to September 7, 2021 at 11:30 am.

#### **Tentative Ruling:**

Ruling for January 13, 2021: Continued to 2/19/21 at 11:30 a.m. The Trustee shall file a pleading in connection with the privilege issue by 1/29/21. Debtor must file response by 2/12/21. Reply is due no later than 2/17/21. Trustee must file a scheduling order which includes the excusal of Debtor's appearance. Also, the Court orders the parties to meet and confer (by phone or video) with respect to the privilege issue.

Ruling for October 21, 2020: Continued to 12/16/20 at 11:30 a.m. No later than 12/2/20, the Trustee should file a statement as to whether or not there has been further compliance. The Trustee's statement should also explain whether additional sanctions are necessary. No later than 12/9/20, the Debtor should file and serve a response. The Debtor should appear by video and audio, along with his counsel. Contempt order shall be held for 48 hours.

The Court finds Debtor in civil contempt for failure to timely comply with the turnover order. Funds were subject to turnover and no adequate demonstration by the Debtor that Debtor is incapable of complying with the order. The Court will allow the Debtor one last opportunity to purge contempt within 14 days of the entry of the contempt order.

Also, with respect to failure of turnover of the funds, the Trustee was forced to bring the motion for an order to show cause. Debtor is responsible for the trustee's fees and costs in bringing the motion.

Wednesday, June 30, 2021

**Hearing Room** 

201

11:30 AM

**CONT...** Mahmood Jafroodi

Chapter 7

Re the document request, the Court acknowledges there has been compliance with some of the requests. But the Court finds there has not been substantial compliance with the 2004 order. There has been an unjustified failure to timely respond. Debtor has 14 days to purge his contempt from the date of the entry of the contempt order.

### **Party Information**

#### **Debtor(s):**

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

Trustee(s):

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Wednesday, June 30, 2021

**Hearing Room** 

201

1<u>1:30 AM</u>

9:19-12135 Jamie Feehan and Heather Feehan

Chapter 7

#6.00

Objection to Debtor's Claim of Exemptions Chapter 7 Trustee's Notice of Motion and Motion Objecting to Debtors' Claim of Exemption Under California Code of Civil Procedure Section 703.140(b)(11)(E); Declaration of Jeremy W. Faith in Support Filed by Trustee Jeremy W. Faith (TR). (Landa, Anna)

Docket 52

\*\*\* VACATED \*\*\* REASON: Order approving stipulation between Debtors and Trustee entered on 6/29/21.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jamie Feehan Represented By

Shawn S White

**Joint Debtor(s):** 

Heather Feehan Represented By

Shawn S White

**Trustee(s):** 

Jeremy W. Faith (TR) Represented By

Meghann A Triplett

Anna Landa

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

**#7.00** Hearing

RE: [145] Application for Compensation for Law Office of Jordan D. Hankey, Special Counsel, Period: 3/1/2020 to 5/31/2021, Fee: \$7,232.50, Expenses: \$0.00.

Docket 145

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for June 30, 2021:</u> No opposition has been filed. Approve requested fees. Appearances waived. Applicant must lodge an order no later than July 7, 2021.

#### **Party Information**

#### **Debtor(s):**

Craig Alan Lieberman

Represented By Reed H Olmstead

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

#8.00 HearingRE: [147] Application for Compensation for Sanger Swysen & Dunkle, Special

Counsel, Period: 7/9/2020 to 1/25/2021, Fee: \$4,465.00, Expenses: \$0.00.

Docket 147

\*\*\* VACATED \*\*\* REASON: See final ruling below.

**Tentative Ruling:** 

<u>Final Ruling for June 30, 2021:</u> No opposition has been filed. Approve requested fees. Appearances waived. Applicant must lodge an order no later than July 7, 2021.

#### **Party Information**

#### **Debtor(s):**

Craig Alan Lieberman

Represented By Reed H Olmstead

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

#9.00 HearingRE: [149] Application for Compensation for Law Offices of Reed H. Olmstead, Debtor's Attorney, Period: 3/1/2020 to 5/31/2021, Fee: \$22,009.50, Expenses: \$850.82.

Docket 149

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for June 30, 2021:</u> No opposition has been filed. Approve requested fees and expenses. Appearances waived. Applicant must lodge an order no later than July 7, 2021.

#### **Party Information**

#### **Debtor(s):**

Craig Alan Lieberman

Represented By Reed H Olmstead

Courtroom 201 Calendar

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:21-10412 Orcutt Rancho, LLC

Chapter 11

**#9.10** Hearing

RE: [111] Application to Employ NOTICE OF MOTION OF DEBTOR FOR AN ORDER AUTHORIZING THE DEBTOR TO RETAIN, EMPLOY AND COMPENSATE CERTAIN PROFESSIONALS UTILIZED IN THE ORDINARY COURSE OF BUSINESS; MEMORANDUM OF POINTS AND AUTHORITIES AND DECLARATION OF GARY GREENBERG IN SUPPORT THEREOF with proof of service

Docket 111

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Orcutt Rancho, LLC Represented By

Brett A Axelrod Nicholas A Koffroth Keith C Owens

Movant(s):

Orcutt Rancho, LLC Represented By

Brett A Axelrod Nicholas A Koffroth Keith C Owens

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#10.00 CONT'D Confirmation Hearing

RE: [111] Second Amended Plan of Reorganization for Small Business Under

Chapter 11, Subchapter V

FR. 4-26-21

Docket 111

#### **Tentative Ruling:**

#### Ruling for June 30, 2021:

Ruling for April 26, 2021: Continued to 6/30/21 at 1:30 p.m. Debtor to file and serve notice of continued hearing, as well as any plan amendments, no later than 6/9/21. Any supplement to Jakks objection should be filed and served no later than 6/16/21. Jakks should file proposed language that clarifies that confirmation does not discharge creditors' claims against the Debtor's insiders or creditors' liens on the equity interests of the insiders. Reply papers to be filed by 6/23/21. Debtor should serve the IRS at the address on its proof of claim. Discovery to be shortened as follows: Document production to 14 days and depositions to 10 days. Jakks is required to lodge a conforming order. All parties must approve the form of order or file a notice of lodgement. The order will be held for 24 hours.

#### **Party Information**

#### **Debtor(s):**

Citco Enterprises, Inc. Represented By

Michael Jay Berger

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

Courtroom 201 Calendar

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:20-11039 Citco Enterprises, Inc.

Chapter 11

#11.00 CONT'D Hearing

RE: [119] Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: JAKKS Pacific, Inc., et al. v. CitCo Enterprises, Inc., Caesar Ho; 20STCV07934. (Laurin, Paul)

FR. 4-26-21

Docket 119

**Tentative Ruling:** 

Ruling for June 30, 2021:

Ruling for April 26, 2021: Continued to 6/30/21 at 1:30 p.m.

### **Party Information**

**Debtor(s):** 

Citco Enterprises, Inc. Represented By

Michael Jay Berger

Movant(s):

JAKKS Pacific, Inc., JAKKS Sales, Represented By

Paul J Laurin

Trustee(s):

Andrew W. Levin (TR) Pro Se

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#12.00 CONT'D Hearing

RE: [408] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Brewing Equipment .

FR. 4-26-21, 5-7-21, 5-26-21

Docket 408

\*\*\* VACATED \*\*\* REASON: Continued to 7/28/21 at 1:30 p.m.

### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> This matter is continued to June 30, 2021 at 1:30 p.m. unless the parties have resolved their dispute. The parties should contact chambers no later than June 23, 2021 to inform the Court if a settlement has been reached. Appearances are waived.

**Ruling for April 26, 2021:** Continued to 5/7/21 at 10:00 a.m.

### **Party Information**

### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

### 9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#13.00 CONT'D Hearing

RE: [411] Motion to Allow Claim Notice of Motion and Motion for Allowance and Payment of Administrative Claim

FR. 4-26-21, 5-7-21, 5-26-21

Docket 411

\*\*\* VACATED \*\*\* REASON: Continued to 7/28/21 at 1:30 p.m.

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> This matter is continued to June 30, 2021 at 1:30 p.m. unless the parties have resolved their dispute. The parties should contact chambers no later than June 23, 2021 to inform the Court if a settlement has been reached. Appearances are waived.

**Ruling for April 26, 2021:** Continued to 5/7/21 at 10:00 a.m.

### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

Wednesday, June 30, 2021

**Hearing Room** 

201

1:30 PM

9:21-10412 Orcutt Rancho, LLC

Chapter 11

#13.10 Hearing

RE: [72] Application to Employ Conway MacKenzie, LLC as Financial Advisor Application to Retain and Employ Conway MacKenzie, LLC as Financial Advisor to the Debtor

Docket 72

\*\*\* VACATED \*\*\* REASON: Order entered 6/29/21. Case Dkt. 134

**Tentative Ruling:** 

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Orcutt Rancho, LLC

Represented By
Brett A Axelrod
Nicholas A Koffroth
Keith C Owens

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

**9:19-10411 Janel Kirby** 

Chapter 7

Adv#: 9:20-01041 NAMBA v. Kirby et al

### #14.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01041. Complaint by JERRY NAMBA against Jon Kirby, Kathy Crowder. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other)),(11 (Recovery of money/property - 542 turnover of property)) (Beall, William)

FR. 9-30-20, 12-4-20, 3-10-21, 5-26-21

Docket 1

\*\*\* VACATED \*\*\* REASON: On 6/17/21, order entered dismissing the adversary proceeding.

#### **Tentative Ruling:**

Final Ruling for May 26, 2021: On March 25, 2021, the Court entered an order granting the Trustee's motion to approve compromise of this adversary proceeding. To date, the Trustee has not filed a dismissal of the case. Therefore, the hearing is continued to June 30, 2021 at 2:30 p.m. If the adversary proceeding is dismissed prior to the continued hearing, then the matter will be taken off calendar. Appearances waived.

Ruling for September 30, 2020: Continued to 12/16/20 at 2:30 p.m. Updated joint status report must be filed by 12/2/20.

#### **Party Information**

**Debtor(s):** 

Janel Kirby Pro Se

**Defendant(s):** 

Jon Kirby Represented By

Brian Nomi

Kathy Crowder Represented By

Brian Nomi

6/30/2021 1:35:36 PM

Page 19 of 30

Wednesday, June 30, 2021 Hearing Room 201

<u>2:30 PM</u>

CONT... Janel Kirby Chapter 7

**Plaintiff(s):** 

JERRY NAMBA Represented By William C Beall

**Trustee(s):** 

Jerry Namba (TR) Represented By

William C Beall

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

9:19-11122 Rasbe, Inc

Chapter 7

Adv#: 9:19-01054 Namba v. Rasbe, Inc et al

### #15.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01054. Notice of Removal by Silverlake Park, LLC, Jerry Namba. (Attachments: # 1 Adversary Coversheet # 2 Notice of Status Conference # 3 Proof of Service) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)),(91 (Declaratory judgment)),(72 (Injunctive relief - other)) (Pagay, Carmela)

FR. 12-4-19, 1-29-20, 2-10-20, 3-25-20, 5-20-20, 7-15-20, 9-30-20, 12-4-20, 1-20-21, 1-27-21, 4-7-21

Docket 1

### **Tentative Ruling:**

### Ruling for June 30, 2021:

Ruling for April 7, 2021: Continued to 6/30/21 at 2:30 p.m. Parties must file a joint status report by 6/23/21.

#### **Ruling for February 2, 2021**

Continued to April 7, 2021 @ 2:30 p.m.

### Ruling for December 4, 2020:

Continued to January 20, 2021 at 2:30 p.m. to be heard with the Trustee's forthcoming motion to amend complaint. No updated status report is required.

Ruling for September 30, 2020: Continued to 12/16/20 at 2:30 p.m. Trustee to file and serve notice of continued status conference.

**Ruling for July 15, 2020:** Continued to 9/30/20 at 2:30 p.m. No joint status report is required.

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

CONT... Rasbe, Inc

Chapter 7

#### **Ruling for May 20, 2020:**

The last day to amend the pleadings and join parties, or obtain leave to do so, is January 31, 2021. The last day to file and serve case dispositive pre-trial motions is February 15, 2021. Status conference continued to July 15, 2020 at 2:30 p.m. Plaintiff to lodge a scheduling order.

Ruling for 3/25/20: Discovery cut-off is 1/31/21. Continued status conference is 5/20/20 at 2:30 p.m. No new status report required. Parties may appear by phone at the continued status conference. Plaintiff's counsel should lodge a scheduling order.

Ruling for 2/10/20: Continued to 3/25/20 at 11:30 a.m.

### Ruling for January 29, 2020:

Continued to 2/10/20 at 11:30 a.m., to coincide with the pending motion to dismiss the bankruptcy case. The Trustee shall serve all parties with notice of the continued status conference. **APPEARANCES WAIVED ON JANUARY 29, 2020** 

#### **Ruling for December 4, 2019:**

Continued to 1/29/20 at 2:30 p.m. Trustee to serve all parties with notice of the continued status conference.

Party Information	

**Debtor(s):** 

Rasbe, Inc Represented By

Khachik Akhkashian

**Defendant(s):** 

Rasbe, Inc Pro Se

Sherr, LLC Pro Se

Komie, Inc. Pro Se

Emmet, Inc. Pro Se

6/30/2021 1:35:36 PM

Page 22 of 30

## United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 30, 2021 Hearing Room 201

2:30 PM

CONT... Rasbe, Inc Chapter 7

Benel, Inc. Pro Se

Kayam, Inc. Represented By

Matthew Abbasi

Rone Oren Represented By

Michael N Sofris

Cucamonga Inc. Pro Se

Laura Ballegeer Represented By

Matthew Abbasi

DOES 1-29 inclusive Pro Se

**Plaintiff(s):** 

Jerry Namba Represented By

Carmela Pagay

Richard P Steelman Jr

**Trustee(s):** 

Jerry Namba (TR) Represented By

Timothy J Yoo Carmela Pagay

Courtroom 201 Calendar

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

9:19-11771 Donald Carl Goldammer

Chapter 7

Adv#: 9:20-01045 McBeth v. Borsack

#16.00 Hearing RE: [23] Motion For Summary Judgment; Memorandum of Points and

Authorities; Declarations of Felicita A. Torres and Sandra K.McBeth (Torres, Felicita)

Docket 23

**Tentative Ruling:** 

Ruling for June 30, 2021:

**Party Information** 

**Debtor(s):** 

Donald Carl Goldammer Pro Se

**Defendant(s):** 

Carmen Corcoba Borsack Represented By

Reed H Olmstead

**Joint Debtor(s):** 

Yolanda Marie Goldammer Pro Se

Movant(s):

Sandra K. McBeth Represented By

Felicita A Torres

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

### 9:19-11771 Donald Carl Goldammer

Chapter 7

Adv#: 9:20-01045 McBeth v. Borsack

### #17.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01045. Complaint by Sandra K. McBeth against Carmen Corcoba Borsack. (\$350.00 Fee Charge To Estate). - Adversary Proceeding Cover Sheet and Complaint to Sell Interest of Estate and of Co-Owner in Real Property Pursuant to 11 U.S.C.§ 363(h). Nature of Suit: (31 (Approval of sale of property of estate and of a co-owner - 363(h))) (Torres, Felicita)

FR. 10-21-20, 12-4-20, 2-10-21, 5-5-21

Docket 1

### **Tentative Ruling:**

#### Ruling for June 30, 2021:

**Ruling for February 10, 2021:** Continued to 5/5/21 at 2:30 p.m. The following deadlines are set: the discovery cut off deadline is 6/1; Deadline for the filing of case dispositive motions is 7/1/21; and the deadline to hear these motions is 8/31/21.

#### Ruling for December 4, 2020:

Continued to February 10, 2021 at 2:30 p.m.

A joint status report is due February 3, 2021.

Last day to complete discovery, including receipt of all discovery requests, and to amend pleadings, or to seek leave to do so, is March 31, 2021.

Last day to file case-dispositive motions is April 14, 2021.

Last day for case-dispositive motions to be heard is May 26, 2021.

The trustee to lodge a Rule 16 scheduling order.

**Ruling for October 21, 2020:** Continued to 12/16/20 at 2:30 p.m. Trustee should file and serve a notice of continued status conference.

### **Party Information**

## United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 30, 2021 Hearing Room 201

2:30 PM

CONT... Donald Carl Goldammer Chapter 7

**Debtor(s):** 

Donald Carl Goldammer Pro Se

**Defendant(s):** 

Carmen Corcoba Borsack Pro Se

**Joint Debtor(s):** 

Yolanda Marie Goldammer Pro Se

**Plaintiff(s):** 

Sandra K. McBeth Represented By

Felicita A Torres

**Trustee(s):** 

Sandra McBeth (TR) Represented By

Joseph M Sholder

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

### 9:19-11883 Dwight G Beckstrand

Chapter 7

Adv#: 9:20-01025 Verdi v. Beckstrand

### #18.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01025. Complaint by Cameron N Verdi against Dwight G Beckstrand . false pretenses, false representation, actual fraud)) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) ,(68 (Dischargeability - 523(a)(6), willful and malicious injury))

FR. 5-7-20, 8-26-20, 11-4-20, 1-20-21, 2-2-21, 3-17-21, 5-26-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Entered due to celrical error, incorrect date selected.

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> Since Plaintiff intends on filing a motion for default judgment, the hearing is continued to **July 21, 2021 at 2:30 p.m.** Plaintiff must file a notice of continued status conference no later than June 2, 2021. An updated status report must be filed by 7/7/21 if Plaintiff has not filed his motion for default judgment. Appearances waived.

#### Ruling for February 2, 2021

Continued to March 17, 2021 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed.

Ruling for November 4, 2020: Continued to 1/20/21 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed. If Plaintiff files a motion for default judgment, then a status report is not required.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

**Ruling for May 7, 2020:** Continued to 8/26/20 at 2:30 p.m.

#### **Party Information**

## United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, June 30, 2021 Hearing Room 201

<u>2:30 PM</u>

CONT... Dwight G Beckstrand Chapter 7

**Debtor(s):** 

Dwight G Beckstrand Represented By

Sandra McBeth

**Defendant(s):** 

Dwight G Beckstrand Pro Se

**Plaintiff(s):** 

Cameron N Verdi Pro Se

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#19.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01011. Complaint by Jordanos, Inc./Pacific Beverage Company against White Winston Select Asset Funds, LLC. Felicita)

FR. 5-26-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Dismissal was entered on 4/29/21.

**Tentative Ruling:** 

- NONE LISTED -

Party Information

**Debtor(s):** 

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

**Defendant(s):** 

White Winston Select Asset Funds, Pro Se

**Plaintiff(s):** 

Jordanos, Inc./Pacific Beverage Represented By

Felicita A Torres

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se

Wednesday, June 30, 2021

**Hearing Room** 

201

2:30 PM

**9:20-11376** Mercedis Flores

Chapter 7

Adv#: 9:21-01013 Camel Financial, Inc. v. Flores

#20.00 Status HearingRE: [1] Adversary case 9:21-ap-01013. Complaint by Camel Financial, Inc. against Mercedis Flores. fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Demaree, Jerome)

Docket 1

### **Tentative Ruling:**

### Ruling for June 30, 2021:

	- ^	
Party	Infarn	nation
1 411.0		IALIUII

**Debtor(s):** 

Mercedis Flores Represented By

Edmond Richard McGuire

**Defendant(s):** 

Mercedis Flores Pro Se

**Plaintiff(s):** 

Camel Financial, Inc.

Represented By

Jerome S Demaree

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Thursday, July 1, 2021

**Hearing Room** 

303

11:00 AM

1: Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1605067844

ZoomGov meeting number: 160 506 7844

Password: 085723

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Thursday, July 1, 2021

**Hearing Room** 

303

11:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#1.00 Final hearing re: chapter 11 trustee's motion for entry of an order:

- (I) Approving, on an interim basis, the stipulation authorizing chapter 11 trustee to continue using the cash collateral of the Gateway Four, LP bankruptcy estate upon the same terms and conditions as previously approved by the court;
- (II) Scheduling a final hearing on this motion and the stipulation; and
- (III) Granting related relief

6/15/21

Docket 365

### **Party Information**

### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

#### **Trustee(s):**

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Thursday, July 1, 2021

**Hearing Room** 

303

11:00 AM

### 1:20-11581 Gateway Four, LP

Chapter 11

#1.10 Chapter 11 trustee's motion for entry of an order::

- (I) Authorizing the chapter 11 trustee to obtain further postpetition financing and continue to use cash collateral
- (II) Granting senior secured and other liens and superpriority claims
- (III) Granting adequate protection
- (IV) Modifying the automatic stay and
- (V) Granting related relief

Docket 385

### **Party Information**

#### **Debtor(s):**

Gateway Four, LP Represented By

Daniel M Shapiro Daniel J McCarthy

#### **Trustee(s):**

David Keith Gottlieb (TR)

Represented By

Krikor J Meshefejian

Ron Bender

Thursday, July 1, 2021

**Hearing Room** 

303

1:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01048 Ismail v. Goldman et al

#2.00 Status conference

#### **COUNTER CLAIM**

Jasmin Ismail, Counter-Claimant, vs. Nicole Goldman, an individual, Counter-Defendant

### STIP TO CONTINUE FILED 5/27/21 - jc

fr. 6/27/19 @1:30 p.m; 6/27/19, 9/12/19; 11/14/19, 12/12/19, 2/6/20; 5/14/20(stip), 9/24/20; 1/7/21, 1/8/21, 2/4/21, 4/15/21

Docket

\*\*\* VACATED \*\*\* REASON: On 6/3/21, an order was entered continuing status conference to 9/8/21 at 2:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Nicole Goldman Pro Se
Todd Harris Goldman Pro Se
Ostrich House, LLC Pro Se

,

Plaintiff(s):

Jasmin Ismail Represented By

Michael D Sobkowiak

Thursday, July 1, 2021 Hearing Room 303

<u>1:30 PM</u>

CONT... Todd Harris Goldman Chapter 7

**Trustee(s):** 

David Seror (TR)

Represented By

Richard Burget

Richard Burstein Jorge A Gaitan

Courtroom 303 Calendar

Thursday, July 1, 2021

**Hearing Room** 

303

1:30 PM

### 1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:20-01118 Seror v. Goldman et al

#3.00 Status conference re amended complaint for:

- 1) Declaratory relief
- 2) Avoidance of fraudulent transfers with actual intent [11 USC. §§ 544(b)]
- 3) Avoidance of fraudulent transfers with actual intent [11 USC.§548(a)(1)(A)]
- 4) Avoidance of constructively fraudulent transfers
- 5) Recovery and preservation of avoided transfers
- 6) Conversion
- 7) Turnover
- 8) Accounting
- 9) Injunctive relief

fr. 2/18/21, 4/15/21

Docket 5

### **Party Information**

#### **Debtor(s):**

Todd Harris Goldman Represented By

Matthew D. Resnik

#### **Defendant(s):**

Todd Harris Goldman Pro Se

Maya Hamblet Pro Se

Matthew Roch Argall Pro Se

Roy Revivo Pro Se

Andrew Goldman Pro Se

David & Goliath, Inc. Pro Se

Nerf Pong Productions, LLC Pro Se

The Ross Art Group Inc. Pro Se

Thursday, July 1, 2021 Hearing Room 303

<u>1:30 PM</u>

CONT... Todd Harris Goldman Chapter 7

Quality Art Auctions, Inc. Pro Se

**Plaintiff(s):** 

David Seror Represented By

Annie Y Stoops Aram Ordubegian

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov

Thursday, July 1, 2021

**Hearing Room** 

303

2:30 PM

1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:19-01048 Goldman et al v. Ostrich House, LLC, an Ohio corporation et al

#4.00 Motion of defendants Jasmin Ismail and Ostrich House for partial summary judgement against Nicole Goldman

STIP TO CONTINUE FILED 5/27/21 - jc

Docket 60

\*\*\* VACATED \*\*\* REASON: On 6/3/21, an order was entered continuing hearing to 9/8/21 at 2:30 p.m.

### **Party Information**

**Debtor(s):** 

Todd Harris Goldman Represented By

Matthew D. Resnik

**Defendant(s):** 

Ostrich House, LLC, an Ohio Represented By

Michael D Sobkowiak

Todd Goldman Pro Se

Jasmin Ismail, an individual who Represented By

Michael D Sobkowiak

DOES 1 through 100, inclusive Pro Se

Plaintiff(s):

Nicole Goldman Represented By

Susan I Montgomery

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan Jessica L Bagdanov Aram Ordubegian

6/30/2021 9:18:48 AM

Thursday, July 1, 2021 Hearing Room

303

<u>2:30 PM</u>

**CONT...** Todd Harris Goldman

Chapter 7

Annie Y Stoops Dylan J Yamamoto Jessica Wellington

Thursday, July 1, 2021

**Hearing Room** 

303

2:30 PM

1:17-13376 Maryam Nouri Norouz

Chapter 7

Adv#: 1:18-01016 Heidari v. Norouz

#5.00 Motion to reconsider motion for default judgment

Docket 39

**Party Information** 

**Debtor(s):** 

Maryam Nouri Norouz Represented By

Stewart H Lim

**Defendant(s):** 

Maryam Nouri Norouz Pro Se

**Joint Debtor(s):** 

Nariman Norouz Represented By

Stewart H Lim

**Plaintiff(s):** 

Farzad Heidari Represented By

Jeffrey E Karpel

**Trustee(s):** 

Amy L Goldman (TR) Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

10:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1611234905

ZoomGov meeting number: 161 123 4905

**Password:** 527942

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

<u>10:00 AM</u>

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#1.00 Motion for relief from stay [RP]

TOORAK CAPITAL PARTNERS, LLC

Docket

116

\*\*\* VACATED \*\*\* REASON: rescheduled by the court to 3:30 p.m.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR) Represented By

David Seror Tamar Terzian

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

10:00 AM 1:21-10757

PS On Tap, LLC

Chapter 11

#2.00

Hearing re amended memorandum of points and authorities in support of motion for authority to sell Irvine liquor license (ABC License No. 316895) subject to section 24049 of the California business and professional code and pursuant to 11 U.S.C. § 363(B)

fr. 6/29/21 (1:30 p.m.), 6/29/21

Docket 110

### **Tentative Ruling:**

Ruling for June 29, 2021: Continued to 7/20/21 at 10:00 a.m. Debtors should file and serve notice of the continued hearing no later than 7/2. All taxing agencies, all parties affected by the motion, and all parties requesting special notice should receive notice of the continued hearing. All tax authorities must receive the entire motion. Opposition due by 7/15/21. Reply due by 7/19/21.

#### **Tentative Ruling for June 29, 2021**

California Business & Professions Code § 24049 creates a property interest in favor of the State of California in the Debtors' liquor license. In re Farmers Markets, Inc., 792 F.2d 1400 (9th Cir. 1986). The Debtors' "estates took the liquor licenses subject to the State's right to payment under that statute." *Id.* Debtors' Schedules list debts owed to the California Employment Development Department (Grill Concepts, Nevada - \$133,506.84), the California Franchise Tax Board (Grill Concepts, Nevada -\$211,049.87) and the California Department of Tax and Fee Administration (Grill Concepts, California - \$73,714.31; PS on Tap - \$28,681.38; GIC-MP -\$1,403.93). Based on these debts, it appears each of these taxing authorities has an interest in the liquor license the Debtors wish to sell. Debtors' Notice of Motion (case dkt. 111) states the "[s]ale is free and clear of liens" which presumably means free and clear of the interests of the EDD, the FTB and the Department of Tax and Fee Administration. Federal Rule of Bankruptcy Procedure 6004(c) requires the Debtors to serve notice and the motion on "parties who have liens or other interests in the property to be sold." It is unclear from the record whether the Debtors have complied with Rule 6004(c). Docket number 110 is the Debtors' Amended Memorandum of

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

10:00 AM

### CONT... PS On Tap, LLC

Chapter 11

Points & Authorities, etc.; Declarations of Claude R. Cognian and Mike Brewer, etc. (the "Motion"). It is unclear who the Debtors served with the Motion as no proof of service is included. Docket number 111 is the Debtors' amended notice of the Motion (the "Notice") which was served on the EDD and the FTB but does not appear to have been served on the Department of Tax and Fee Administration. It is also unclear whether the Debtors served the California Department of Alcoholic Beverage Control with either the Notice or the Motion. The Debtors should be prepared to address who was served with the Notice and the Motion and whether the Court can authorize the sale of the liquor license free and clear of the interests of the EDD, the FTB and the Department of Tax and Fee Administration.

## **Party Information**

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:13-12342 Robert B. Daley and Lynne T. Daley

Chapter 7

#3.00 Trustee's final report and applications for compensation

Docket (

\*\*\* VACATED \*\*\* REASON: Duplicate of #4.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Robert B. Daley Represented By

Mark M Sharf

**Joint Debtor(s):** 

Lynne T. Daley Represented By

Mark M Sharf

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Talin Keshishian Steven T Gubner

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:13-12342 Robert B. Daley and Lynne T. Daley

Chapter 7

#4.00 Trustee's final report and applications for compensation

Docket

\*\*\* VACATED \*\*\* REASON: See final ruling below.

### **Tentative Ruling:**

### Final Ruling for July 20, 2021

Approve requested fees and expenses, and authorize proposed payments. No objections filed; **appearances waived**. The trustee shall lodge a conforming order no later than July 27, 2021.

### **Party Information**

**Debtor(s):** 

Robert B. Daley Represented By

Mark M Sharf

**Joint Debtor(s):** 

Lynne T. Daley Represented By

Mark M Sharf

**Trustee(s):** 

David Seror (TR) Represented By

Richard Burstein Talin Keshishian Steven T Gubner

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:19-10954 Freshstart Home Solutions, LLC

Chapter 7

#5.00 Chapter 7 trustee's objection to claims and reclassifying certain secured claims pursuant to 11 U.S.C. section 502 (claim no. 11-2) and (2) IRP Fund II Trust 2A (claim no. 22-1)

Docket 278

### **Tentative Ruling:**

## **Tentative Ruling for July 20, 2021**

Grant. No opposition filed. Proof of Claim 11-2 is allowed only as a general unsecured claim. Proof of Claim 22-1 is allowed as a secured claim but is not entitled to receive distributions from the estate. Trustee to lodge an order by July 27, 2020. Appearances waived.

### **Party Information**

#### **Debtor(s):**

Freshstart Home Solutions, LLC Represented By

Candice Candice Bryner

**Trustee(s):** 

Jason M Rund (TR) Represented By

Thomas H Casey

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#6.00 Motion for turnover of property and for turnover of remaining balance of DIP account and post-conversion rents

fr. 5/11/21

Docket 489

### **Tentative Ruling:**

Ruling for May 11, 2021: Grant in part and deny in part. Turnover of the rental value of the house is denied, without prejudice. Turnover of any insurance proceeds is overruled. Turnover of the DIP account proceeds is granted in part. The Debtor is directed to remit \$3,597.19 in the form of a cashier's check to the Trustee. The funds must be turned over within ten days of the entry of the order. The amount of \$2425 should remain in the account until further order of the Court. Debtor is allowed to amend schedules by 5/28/21 and Trustee may file an objection to the exemption and schedule that for hearing on 7/20/21. The hearing is continued to 7/20/21 at 11:00 a.m. Any supplemental pleadings should only refer to the funds relating to the social security benefits. The order must be approved as to form otherwise Trustee must file a notice of lodgement.

### **Party Information**

#### **Debtor(s):**

Mohammad Sadegh Namazikhah Represented By

Raymond H. Aver

**Trustee(s):** 

David Seror (TR) Represented By

Nancy H Zamora

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:17-12093 Haim Malka

Chapter 7

#7.00 Motion for leave to assert claims against bankruptcy trustee Diane C. Weil

Docket 151

\*\*\* VACATED \*\*\* REASON: rescheduled by the court to 7/27/21 at 11:00 a.m.

**Tentative Ruling:** 

### Final Ruling for July 20, 2021

Because the Movant, Michael Petersen, filed his reply in support of the Motion, on July 15, 2021 and two days after the deadline for such papers to be filed, the hearing on the Motion is continued to July 27, 2021 at 11:00 a.m. No appearances required on July 20, 2021.

### **Party Information**

**Debtor(s):** 

Haim Malka Represented By

Mark E Goodfriend

**Trustee(s):** 

Diane C Weil (TR) Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:20-11784 Valley Enterprises T.S. Inc Chapter 7

#8.00

Motion for sanctions/disgorgement and for order requiring disgorgement of funds pursuant to 11 U.S.C. § 329 and FRBP 2016 and 2017 and turnover of estate property under § 542

fr. 5/11/21

Docket

\*\*\* VACATED \*\*\* REASON: rescheduled by the court to 3:30 p.m.

#### **Tentative Ruling:**

Ruling for May 11, 2021: Continued to 7/20/21 at 11:00 a.m. Mr. Ure must file any supplemental pleadings by 5/28/21, including his LBR form F2016-1.4.ATTY.COMP.DISCLSR and an unpdated Rule 2014 statement. If Mr. Ure wants to withdraw as counsel of record for the Debtor, he needs to also file a motion to withdraw. Joint status report may be filed two weeks prior to the hearing. If Mr. Ure files a unilateral status report, then he may file it one week prior to the hearing.

### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc Represented By

Thomas B Ure

Trustee(s):

Diane C Weil (TR) Represented By

David Seror Tamar Terzian

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#9.00

Motion for apprehension of Jose Pasco to compel attendance at examination as the person most knowledgeable of debtor's financial affairs pursuant to Fed. R. Bankr. P. 2005

Docket

\*\*\* VACATED \*\*\* REASON: rescheduled by the court to 3:30 p.m.

148

### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Valley Enterprises T.S. Inc Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

11:00 AM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#10.00 Status Conference Re: the Real

Properties of the Estate

Docket 142

\*\*\* VACATED \*\*\* REASON: rescheduled by the court to 3:30 p.m.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

**1:19-10323 Jose Jesus Ortiz** 

Chapter 11

#11.00

Application for compensation, amended brief In support of third and final fee application for compensation for legal services rendered and reimbursement of expenses on behalf of Law Office of Lionel E. Giron for period: 4/23/2020 to 5/7/2021, fee: \$14,792.50, expenses: \$171.00.

144

fr. 5/28/21, 6/15/21

Docket

\*\*\* VACATED \*\*\* REASON: See final ruling below.

## **Tentative Ruling:**

<u>Final Ruling for July 20, 2021:</u> Debtor has complied with the Court's instructions. No opposition was filed. Approve requested fees and expenses. Appearances are waived. Debtor must lodge a conforming order no later than July 27, 2021.

### Ruling for June 15, 2021

Continued to July 20, 2021 at 1:30 p.m. Counsel to file and serve a notice of continued hearing.

Final Ruling for May 28, 2021: Debtor did not file and serve the supplemental Zoom notice of hearing as required by Judge Barash. Debtor must file and serve the supplemental notice no later than May 28, 2021 at 5:00 p.m. The hearing will be continued to June 15, 2021 at 1:30 p.m. Appearances are waived.

### **Party Information**

#### **Debtor(s):**

Jose Jesus Ortiz

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P. Sanchez

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10459 Erum Kolsy

Chapter 11

#12.00 Post confirmation status conference

fr. 4/27/21, 5/28/21

Docket 105

## **Tentative Ruling:**

Ruling for May 28, 2021: Continued to 7/20/21 at 1:30 p.m. Debtor to file and serve notice of continuance. Supplement should be filed by 7/13/21. Debtor should be current with all U.S. Trustee compliance items by 7/13/21.

Ruling for April 27, 2021: Continued to 5/28/21 at 1:30 p.m. Debtor must file a complete post-confirmation status report by 5/21/21. Debtor should also set the motion to close the case for 5/28/21 at 1:30 p.m.

#### **Party Information**

#### **Debtor(s):**

Erum Kolsy

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P. Sanchez

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-10502 Ross Friedman

Chapter 11

#13.00 Application for compensation final fee application, of

Havkin and Shrago period: 8/1/2020 to 6/22/2021

fee: \$25,965.00, expenses: \$1,156.50

Docket 235

## **Tentative Ruling:**

# **Tentative Ruling for July 20, 2021**

Grant. No opposition filed. Fees and expenses approved on a final basis. Applicant to lodge an order by July 27, 2020. Appearances waived.

### **Party Information**

**Debtor(s):** 

Ross Friedman Represented By

Stella A Havkin

**Trustee(s):** 

Andrew W. Levin (TR) Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#14.00 Motion for allowance & payment of administrative

expense claim pursuant to 11 U.S.C. § 503

Docket 205

\*\*\* VACATED \*\*\* REASON: contined per stip to 9/1/21 at 11:00 a.m.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Jay B. Reznick Represented By

James R Selth Daniel J Weintraub Crystle Jane Lindsey

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10495 Vali Kermani-Arab and Pari Farhang Kermani

Chapter 11

#15.00 Status conference re chapter 11 voluntary petition individual

fr. 4/27/21

Docket 1

## **Tentative Ruling:**

Ruling for April 27, 2021: Bar date is set for 7/9/21. Debtor should serve notice of the bar date by 5/7/21. Status conference continued to 7/20/21 at 1:30 p.m. Updated status report is due by 7/7/21. Debtor should also lodge a scheduling order.

### **Party Information**

**Debtor(s):** 

Vali Kermani-Arab Represented By

Matthew D. Resnik

**Joint Debtor(s):** 

Pari Farhang Kermani Represented By

Matthew D. Resnik

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10730 Credit Suisse Alternative Capital, Inc., a Montana

Chapter 11

#16.00 Status conference re chapter 11 voluntary petition non-individual

Docket 1

## **Tentative Ruling:**

## **Tentative Ruling for July 20, 2021**

In its status report, the Debtor concedes no purpose is served by maintaining this chapter 11 case in light of Romspen's foreclosure of its lien on the property. The Court is inclined to issue an OSC re dismissal. Appearances required.

## **Party Information**

### **Debtor(s):**

Credit Suisse Alternative Capital,

Represented By William H Brownstein

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-10910 Nilsa Quintana

Chapter 11

#17.00 Confirmation hearing re chapter 11 plan of reorganization

Docket 104

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Nilsa Quintana

Represented By
Lionel E Giron
Crystle Jane Lindsey
Joanne P. Sanchez

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10910 Nilsa Quintana

Chapter 11

#18.00 Chapter 11 scheduling and case management conference

fr. 6/11/19; 9/11/19, 10/23/19, 12/11/19, 1/22/20, 3/17/20, 5/13/20, 6/8/20, 9/2/20, 9/14/20. 11/10/20, 12/9/20; 1/19/21, 2/3/21; 4/13/21

Docket 1

## **Tentative Ruling:**

**Ruling for April 13, 2021:** Continued to 7/20/21 at 1:30 p.m.

#### **Ruling for February 3, 2021:**

Continued to April 13, 2021 at 1:30 p.m.

Ruling for December 9, 2020: Continued to 1/19/21 at 1:30 p.m.

<u>Final Ruling for November 10, 2020:</u> Continued to 12/9/20 at 1:30 to trail the hearing on the disclosure statement. Debtor should file and serve a notice of continued hearing no later than 11/17/20. No updated status report is required.

**Ruling for 9/14/20:** Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve a notice of continued hearing. No updated status report is required for the continued status conference.

Ruling for June 8, 2020: Deadline to file plan and disclosure statement is 7/31/20. Continued to 9/2/20 at 1:30 p.m. This date may also be used for disclosure statement hearing if there's at least 42 days notice of the hearing.

#### **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

### CONT... Nilsa Quintana

Chapter 11

#### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Final Ruling for March 17, 2020: The chapter 11 status conference is continued to 5/13/20 at 1:30 p.m. Also, the evidentiary hearing which is currently scheduled for 3/31/20 at 10:00 a.m. is continued as a status conference to 5/13/20 at 1:30 p.m. Appearances for the 3/17/20 status conference are waived.

Ruling for January 22, 2020: Continued to 3/17/20 at 1:30 p.m. No new status report is required. However, the parties may file a status report to update the Court.

**Ruling for 12/11/19:** Cont. to 1/22/20 at 1:30 p.m. Court will do the order continuing the matter. All parties must be present at the continued hearing.

#### Ruling for 10/23/19:

Continued to December 11, 2019 at 1:30 p.m.

Ruling for 9/11/19: Cont. to 10/23/19 at 1:30 p.m. No new status report needed. Debtor must file and serve notice of continued status conference.

#### Ruling for June 11, 2019:

The chapter 11 status conference is continued to September 11, 2019 at 1:30 pm. Appearances on June 11, 2019 are excused.

The debtor shall promptly lodge an order: (i) establishing August 23, 2019 as the general bar date in this case, (ii) directing the debtor to serve notice of the bar date on

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

## CONT... Nilsa Quintana

Chapter 11

the required local form no later than June 21, 2019; and (iii) establishing September 27, 2019 as the deadline to file a chapter 11 plan and disclosure statement.

The debtor also shall file and serve on all creditors a notice of continued chapter 11 status conference.

## **Party Information**

## **Debtor(s):**

Nilsa Quintana

Represented By Lionel E Giron

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11358 Jaguar Distribution Corp.

Chapter 11

#19.00

Application for compensation and payment of interim fees and/or expenses of Greg M. Seigel CPA, CFP period: 8/1/2020 to 1/31/2021 fee: \$3,412.50, expenses: \$0.

Docket 200

### **Tentative Ruling:**

Tentative Ruling for July 20, 2021: Given the objection of the United States Trustee has been resolved, the interim fee application is conditionally approved on the entry of the order approving Mr. Seigel's employment application. As the continued hearing on the employment application is set for July 27, 2021, the Applicant should lodge a conforming order on the fee application concurrent with the order on the employment application after the July 27, 2021 hearing. Appearances are waived.

### **Party Information**

#### **Debtor(s):**

Jaguar Distribution Corp.

Represented By
Zev Shechtman
John N Tedford IV
Michael G D'Alba

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11358 Jaguar Distribution Corp.

Chapter 11

#20.00

Second Interim application for compensation and reimbursement of expenses of Danning, Gill, Israel & Krasnoff, LLP as general counsel period: 11/1/2020 to 5/31/2021 fee: \$76,797.00, expenses: \$460.81.

Docket 204

## **Tentative Ruling:**

<u>Tentative Ruling for July 20, 2021:</u> Approve fees and costs requested. No opposition was filed. Appearances waived.

### **Party Information**

#### **Debtor(s):**

Jaguar Distribution Corp. Represented By

Zev Shechtman John N Tedford IV Michael G D'Alba

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11358 Jaguar Distribution Corp.

Chapter 11

#21.00 Second Interim application for compensation of SulmeyerKupetz

as counsel to the official committee of unsecured creditors for allowance and payment of fees and expenses

period: 11/14/2020 to 5/31/2021 fee: \$16,760.00, Expenses: \$37.20

Docket 205

## **Tentative Ruling:**

<u>Tentative Ruling for July 20, 2021:</u> Approve fees and costs requested. No opposition was filed. Appearances waived.

## **Party Information**

## **Debtor(s):**

Jaguar Distribution Corp. Represented By

Zev Shechtman John N Tedford IV Michael G D'Alba

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11358 Jaguar Distribution Corp.

Chapter 11

#22.00 Status conference re chapter 11 voluntary petition non-individual

Docket

\*\*\* VACATED \*\*\* REASON: calendared in error

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

### **Debtor(s):**

Jaguar Distribution Corp.

Represented By
Zev Shechtman
John N Tedford IV
Michael G D'Alba

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10002 Parmelee Investments LLC

Chapter 11

#23.00 Disclosure statement re chapter 11 voluntary petition non-individual

Docket 28

## **Tentative Ruling:**

### **Tentative Ruling for July 20, 2021**

Deny approval of the disclosure statement as the plan is patently unconfirmable. The obligor on the promissory note secured by the property is non-debtor Maria G. Castillo, rather than the Debtor. The plan violates 11 U.S.C. § 524(e) by attempting to discharge Castillo's personal liability under the note, and thus 11 U.S.C. § 1129(a)(1), which states that the plan must comply with all applicable provisions of this title. The plan is thus patently unconfirmable. It does not appear that there are any amendments the Debtor could propose to make this plan confirmable because the Debtor is not the obligor on the debt. Therefore the disclosure statement will not be approved. Appearances required.

#### **Party Information**

### **Debtor(s):**

Parmelee Investments LLC

Represented By Matthew Abbasi

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10002 Parmelee Investments LLC

Chapter 11

#24.00 Status conference re chapter 11 case

fr. 2/16/21, 5/28/21

Docket 1

### **Tentative Ruling:**

## **Tentative Ruling for July 20, 2021**

Because the debt secured by the property is owed by non-debtor Maria G. Castillo, rather than the Debtor, and because the property is the only asset in the estate, it does not appear that the Debtor can propose a confirmable plan. The Court is inclined to issue an OSC re dismissal. Appearances required.

Ruling for February 16, 2021: Continued to 5/28/21 at 1:30 p.m. The bar date is set for 4/16/21. Debtor must file and serve a bar date notice no later than 2/23/21. The deadline to file a plan and disclosure statement is 5/4/21. If this deadline is met, then no new status report is required. If Debtor is unable to file a timely plan and disclosure statement, then Debtor must file a status report and a motion to continue the plan and disclosure statement deadline. Debtor must lodge a scheduling order.

#### **Party Information**

#### **Debtor(s):**

Parmelee Investments LLC

Represented By Matthew Abbasi

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

#25.00 Motion for sale of property of the estate under section 363(b) and for entry of an order:

- (1) Approving sale of certain assets pursuant to 11 U.S.C. §363(b)(1)
- (2) Approving and implementing bidding procedures, if necessary
- (3) Waiving the 14-day stay period set forh In bankruptcy rule 6004(H) and
- (4) Granting related relief

Docket 106

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

### **Debtor(s):**

Orby TV, LLC

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

#26.00

Debtor's motion to sell property of the estate free and clear of liens under section 363(f) and for entry of an order:

- (1) Approving sale of certain assets free and clear of all liens, claims encumbrances and other interests pursuant to asset purchase agreement, subject to overbidding
- (2) Approving and implementing bidding procedures, if necessary
- (3) Waiving the 14-day stay period set forh in bankruptcy rule 6004(h)
- (4) Granting related relief

Docket 109

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Orby TV, LLC

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

#27.00

Debtor's motion to approve compromise under rule 9019 and for entry of an order approving settlement agreement and mutual release

Docket 112

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Orby TV, LLC

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

#28.00 Status conference re chapter 11 voluntary petition non-individual

fr. 4/27/21

Docket 1

### **Tentative Ruling:**

Ruling for April 27, 2021: Continued to 7/20/21 at 1:30 p.m. Updated status report is due by 7/13/21.

# **Party Information**

### **Debtor(s):**

Orby TV, LLC

**Tuesday, July 20, 2021** 

**Hearing Room** 

301

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#29.00 Objection to claim number 7 by claimant Ally Bank.

Docket 149

\*\*\* VACATED \*\*\* REASON: Withdrawal filed 7/5/21. [Dkt. 160]

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#30.00 Objection to claim number 10 by claimant

Alaska USA deral Credit Union

Docket 138

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#31.00 Objection to claim number 9 by claimant

**Great American Insurance Company** 

Docket 140

\*\*\* VACATED \*\*\* REASON: Withdrawal filed 7/5/21 [Dkt. 159]

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Super Calidad Auto Sales, Inc.

Represented By

Louis J Esbin

**Trustee(s):** 

**Tuesday, July 20, 2021** 

**Hearing Room** 

301

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#32.00 Confirmation hearing re third amended chapter 11 small business plan

fr. 2/3/21, 3/23/21, 4/2/21, 4/27/21

Docket 141

### **Tentative Ruling:**

Ruling for April 27, 2021: Debtor must comply with Rule 1009(a). Debtor should provide the creditors 30 days notice to file a proof of claim. Debtor must file a third amended plan and notice, including Zoom information, no later than 6/8/21. Confirmation hearing on 3rd Amended plan is 7/20/21 at 1:30 p.m. Any objections and evidence in support thereof should be filed by 7/6/21. Ballots should be returned by 7/6/21. Debtor should file a confirmation brief and evidence in support thereof no later than 7/13/21.

#### **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Debtor to file and serve a 2d amended plan by February 24, 2021. Objections to confirmation to be filed by March 12, 2021. Replies to be filed by March 19, 2021. Debtor to lodge a scheduling order.

### **Party Information**

### **Debtor(s):**

Super Calidad Auto Sales, Inc.

Represented By

Louis J Esbin

**Trustee(s):** 

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11233 Super Calidad Auto Sales, Inc.

Chapter 11

#33.00 Status conference re: chapter 11 subchapter V voluntary

petition non-individual

 $9/2/20,\,9/14/20;\,9/22/20;\,10/27/20,\,2/16/21,\,3/23/21,$ 

4/2/21, 4/27/21

Docket 1

**Tentative Ruling:** 

**Ruling for April 27, 2021:** Continued to 7/20/21 at 1:30 p.m.

**Ruling for 10/27/20:** Continued to 2/16/21 at 1:30 p.m. Debtor to file and serve a notice of continued status conference.

**Ruling for September 22, 2020:** 

Continued to October 27, 2020 @ 1:30 pm

### **Party Information**

**Debtor(s):** 

Super Calidad Auto Sales, Inc. Represented By

Louis J Esbin

**Trustee(s):** 

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#34.00 Motion for relief from stay [AN]

COASTLINE RE HOLDINGS CORP AND

PACIFIC WESTERN BANK

fr. 6/15/21(stip)

Docket 354

## **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#35.00 Creditors' motion to dismiss or convert bankruptcy case under 11 U.S.C. section 1112(b)

fr. 12/11/19; 1/22/20 (stip), 2/19/20; 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21, 3/26/21, 5/28/21; 6/15/21(stip)

Docket 59

#### **Tentative Ruling:**

#### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m.

### Ruling for December 8, 2020

Continued to February 16, 2021 @ 1:30 p.m. If Movants choose withdraw this Motion and file a new Motion with new grounds for relief, those papers must be filed by January 26, 2021. Debtors' response will be due February 2, 2021 and any supplemental reply will be due February 9, 2021.

### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### Ruling for October 1, 2020:

Continued to November 6,  $2\overline{0}20$  at 10:00 a.m.

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. 8/19/20 is deadline for Movant to file supplement. 8/26/20 is the deadline for the Debtor to respond. The

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

# **CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

parties are ordered to meet and confer on a discovery schedule within the next 10 days.

## **Ruling for 2/19/20:**

Continued to May 13, 2020 at 1:30 p.m.

### **Ruling for December 11, 2019**

Continued to 1/22/20 at 1:30 p.m.

## **Party Information**

### **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

### **Joint Debtor(s):**

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

## 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#36.00 Creditor's motion to disallow debtors' claimed homestead exemption

fr. 11/13/19 (stip); 12/11/19 (stip); 1/22/20 (stip); 4/1/20(stip); 5/13/20 (stip) advanced fr. 6/10/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20, 12/8/20, 2/16/21, 2/17/21; 3/26/21, 5/28/21; 6/15/21(stip)

Docket 41

### **Tentative Ruling:**

#### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

### **Ruling for February 17, 2021**

Continued to March 26, 2021 @ 10:00 a.m.

#### Ruling for December 8, 2020

Continued to February 16, 2021 @ 1:30 p.m. to trail the amended disclosure statement.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

#### **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

Ruling for June 8, 2020: Continued to 9/2/20 at 1:30 p.m. However, no new

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

briefing is ordered. This will be a status conference on the motion.

## **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#37.00 Pacific Bank's disclosure statement describing

judgment creditor's chapter 11 plan

Docket 346

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#38.00 Pretrial conference re: confirmation of chapter 11 plan

fr. 2/16/21, 2/17/21; 3/26/21, 5/28/21; 6/15/21(stip)

Docket 328

### **Tentative Ruling:**

### Ruling for March 26, 2021:

The Court conditionally approves the disclosure statement subject to the following: Debtors to correct the errors noted by the Court, update the administrative priority claims, the current amount of the Judgment Creditors' claims (the Judgment Creditors are require to send counsel for the Debtors updated calculations within seven days), the reference to the Judgment Creditors' remedies on default should clarify that notices required under state law are "if any," and the amount of the new value contribution (including redlines) by April 16, 2021. The Debtors' lodged disclosure statement should allow creditors four weeks after solicitation packages are served to submit their ballots. Deadlines for objections and confirmation briefs will be set at the

Confirmation is deemed to be a contested manner under FRBP 9014. Counsel to confer on a discovery plan in the next seven days. Discovery to be completed by May 28, 2021. Continued to May 28, 2021 at 1:30 p.m. as a pre-trial conference re: confirmation. The Court will issue an order re: what the parties are required to file as a joint pre-trial stipulation.

### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m. Debtors to file their amended disclosure statement and plan by March 19, 2021. Objections may be presented orally at the hearing.

### **Party Information**

#### **Debtor(s):**

Pierrick Brillouet

Represented By Giovanni Orantes Luis A Solorzano

7/19/2021 6:01:12 PM

Page 44 of 52

Tuesday, July 20, 2021 Hearing Room 303

2:30 PM

**CONT...** Pierrick Brillouet and Yong Chu Kim-Brillouet

**Chapter 11** 

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

### 1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#39.00 Status conference re: chapter 11 case

fr. 9/10/19, 12/11/19, 1/22/20, 3/19/20, 5/13/20, 6/8/20, 9/2/20; 9/14/20(stip), 10/1/20; 11/6/20; 11/9/20. 12/8/20, 2/16/21, 2/17/21; 3/26/21, 5/28/21; 6/15/21(stip)

Docket 1

### **Tentative Ruling:**

### Ruling for March 26, 2021:

Continued to May 28, 2021 at 1:30 p.m.

#### Ruling for February 17, 2021

Continued to March 26, 2021 @ 10:00 a.m.

### Ruling for December 8, 2020

The Rule 2015.3 reports which were due in September 2020 must be filed by December 22, 2020.

Debtors amended disclosure statement and amended plan, including redlines, to be filed by January 26, 2021. Objections to the amended disclosure statement to be filed by February 2, 2021. Debtors reply to any such objections to be filed by February 9, 2020. A hearing on the forthcoming amended disclosure statement will be held February 16, 2021 @ 1:30 p.m.

The status conference is continued to February 16, 2021 @ 1:30 p.m.

#### Ruling for November 9, 2020

Continued to December 8, 2020 @ 1:30 p.m.

### **Ruling for October 1, 2020:**

Continued to November 6, 2020 at 10:00 a.m.

Ruling for June 8, 2020: Plan confirmation hearing set for 9/2/20 at 1:30 p.m.

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

2:30 PM

### CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

Deadline for objections to plan confirmation is 8/19/20. Deadline for the Debtor to file a brief in support of confirmation and response to objections is 8/26/20. No new status report needed.

### **Ruling for May 13, 2020:**

Continued to June 8, 2020 at 1:30 p.m. Debtor to file and serve a notice of continuance.

#### May 13, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

### Ruling for December 11, 2019

Continued to 1/22/20 at 1:30 p.m.

#### Ruling for September 10, 2019

The application to employ the Orantes Law Firm is set for hearing on October 7, 2019 at 1:30 p.m. The Orantes Law Firm shall files its supplemental brief by September 23, 2019 on the issues identified by the Court during the status conference. Any opposition shall be filed by September 30, 2019.

The bar date is set for November 1, 2019. Notice of the bar date to be filed and served by September 17, 2019.

Continued to December 11, 2019 at 1:30 p.m. Dtr to file and serve a notice of continued status conference. Dtr to file an updated status report by November 27, 2019.

#### **Party Information**

#### **Debtor(s):**

Pierrick Brillouet

Represented By

7/19/2021 6:01:12 PM

Page 47 of 52

Tuesday, July 20, 2021 Hearing Room 303

2:30 PM

CONT... Pierrick Brillouet and Yong Chu Kim-Brillouet

**Chapter 11** 

Giovanni Orantes

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

3:30 PM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#40.00 Motion for relief from stay [RP]

TOORAK CAPITAL PARTNERS, LLC

fr. (10:00 am)

Docket 116

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR) Represented By

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

3:30 PM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#41.00 Motion for sanctions/disgorgement and for order requiring disgorgement of funds pursuant to 11 U.S.C. § 329 and FRBP 2016 and 2017 and turnover of estate property under § 542

fr. 5/11/21, 7/20/21 (11:00 a.m).

Docket 83

### **Tentative Ruling:**

Ruling for May 11, 2021: Continued to 7/20/21 at 11:00 a.m. Mr. Ure must file any supplemental pleadings by 5/28/21, including his LBR form F2016-1.4.ATTY.COMP.DISCLSR and an unpdated Rule 2014 statement. If Mr. Ure wants to withdraw as counsel of record for the Debtor, he needs to also file a motion to withdraw. Joint status report may be filed two weeks prior to the hearing. If Mr. Ure files a unilateral status report, then he may file it one week prior to the hearing.

#### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure

**Trustee(s):** 

Diane C Weil (TR) Represented By

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

3:30 PM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#42.00

Motion for apprehension of Jose Pasco to compel attendance at examination as the person most knowledgeable of debtor's financial affairs pursuant to Fed. R. Bankr. P. 2005

fr. 7/20/21 (11:00 a.m.)

Docket 148

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

**Tuesday, July 20, 2021** 

**Hearing Room** 

303

3:30 PM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#43.00 Status conference re: the Real

Properties of the Estate

fr. 7/20/21 (11:00 a.m.)

Docket 142

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR) Represented By

Wednesday, July 21, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1612107107

**ZoomGov meeting number:** 161 210 7107

**Password:** 540041

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

10:00 AM

**9:21-10410 Diane D Nguyen** 

Chapter 7

#1.00 Hearing

RE: Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM re: *Diane Nguyen v.* Saing Dombrowski, Santa Barbara Superior Court Case No. 20CV02448

Docket 9

#### **Tentative Ruling:**

### **Tentative Ruling for July 21, 2021:**

Movant failed to serve any of the moving papers on the Debtor as required by Local Bankruptcy Rule 4001-1(c)(1)(C)(i), which expressly requires service on both "the debtor and debtor's attorney." Additionally, the Debtor's attorney filed a limited scope of appearance stating the representation does not include relief from stay matters. Case Dkt. 53-54. Movant only served the moving papers on the debtor's attorney, which is insufficient.

Movant alleges the Debtor filed this chapter 7 case in bad faith. In the Ninth Circuit, it is not required that chapter 7 debtors file their petitions in "good faith." *In re Padilla*, 222 F.3d 1184, 1194 (9th Cir. 2000) ("[B]ad faith as a general proposition does not provide 'cause' to dismiss a Chapter 7 petition under § 707(a)"). Movant also asserts that the Debtor filed this case in bad faith because she failed to file either schedules or a Statement of Financial Affairs. In fact, contrary to Movant's allegations, Debtor filed her schedules and her Statement of Financial Affairs on April 20, 2021. Case Dkt. 1 at 9 – 46.

Finally, Movant is instructed to re-file both motions with all pages in non-landscape format. Page 6 of both docket number 9 and docket number 10 were filed in landscape format.

By a separately entered order, the Court will deny without prejudice Movant's *Motion to Dismiss Chapter 7 Case* as a bad faith filing based on *In re Padilla*, 222 F.3d 1184, 1194 (9th Cir. 2000). Case Dkt. 11.

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

10:00 AM

**CONT...** Diane D Nguyen

Chapter 7

Appearances on July 21, 2021 waived.

### **Party Information**

**Debtor(s):** 

Diane D Nguyen Represented By

Nam T Tran

Movant(s):

Saing Dombroski Represented By

Megan N Bowker

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

10:00 AM

9:21-10410 Diane D Nguyen

Chapter 7

**#2.00** Hearing

RE: Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM re: *Saing Dombrowski v. Diane Nguyen*, Santa Barbara Superior Court Case No. 21CV00955

Docket 10

### **Tentative Ruling:**

### **Tentative Ruling for July 21, 2021:**

Movant failed to serve any of the moving papers on the Debtor as required by Local Bankruptcy Rule 4001-1(c)(1)(C)(i), which expressly requires service on both "the debtor and debtor's attorney." Additionally, the Debtor's attorney filed a limited scope of appearance stating the representation does not include relief from stay matters. Case Dkt. 53-54. Movant only served the moving papers on the debtor's attorney, which is insufficient.

Movant alleges the Debtor filed this chapter 7 case in bad faith. In the Ninth Circuit, it is not required that chapter 7 debtors file their petitions in "good faith." *In re Padilla*, 222 F.3d 1184, 1194 (9th Cir. 2000) ("[B]ad faith as a general proposition does not provide 'cause' to dismiss a Chapter 7 petition under § 707(a)"). Movant also asserts that the Debtor filed this case in bad faith because she failed to file either schedules or a Statement of Financial Affairs. In fact, contrary to Movant's allegations, Debtor filed her schedules and her Statement of Financial Affairs on April 20, 2021. Case Dkt. 1 at 9 – 46.

Finally, Movant is instructed to re-file both motions with all pages in non-landscape format. Page 6 of both docket number 9 and docket number 10 were filed in landscape format.

By a separately entered order, the Court will deny without prejudice Movant's *Motion to Dismiss Chapter 7 Case* as a bad faith filing based on *In re Padilla*, 222 F.3d 1184, 1194 (9th Cir. 2000). Case Dkt. 11.

Appearances on July 21, 2021 waived.

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

10:00 AM

CONT... Diane D Nguyen Chapter 7

**Party Information** 

**Debtor(s):** 

Diane D Nguyen Represented By

Nam T Tran

Movant(s):

Saing Dombroski Represented By

Megan N Bowker

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, July 21, 2021

**Hearing Room** 

201

10:00 AM

**9:21-10577** Michael S. Stevens

Chapter 7

#3.00 HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Lincoln Navigator, VIN: 5LMJJ3TT5KEL14993. (Ith, Sheryl)

Docket 8

### **Tentative Ruling:**

### **Tentative Ruling for July 21, 2021**

Grant. No opposition filed. Movant to lodge an order within seven days. Appearances waived.

### **Party Information**

**Debtor(s):** 

Michael S. Stevens Represented By

Brent D George

Movant(s):

Cab West, LLC Represented By

Sheryl K Ith

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, July 21, 2021

**Hearing Room** 

201

<u>10:00 AM</u>

9:21-10611 Antonio Anguiano Ortega

Chapter 7

#4.00

HearingRE: [13] Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 129 Tree Fern Court, Camarillo, CA 93010.

Docket 13

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Antonio Anguiano Ortega Represented By

Ronda Baldwin-Kennedy

Movant(s):

Amos Mahrer Represented By

John K Rounds

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

11:30 AM

**9:20-10191 Jared Adam Falk** 

Chapter 7

#5.00 CONT'D Hearing

RE: [17] Motion to Reopen Chapter 7 Case by Stipiulation between Debtor, Jared Falk and Logix Credit Union. A. Lysa)

FR. 3-17-21, 5-26-21

Docket 17

\*\*\* VACATED \*\*\* REASON: Motion withdrawn on 7/5/21.

**Tentative Ruling:** 

Ruling for March 17, 2021: Continued to 5/26/21 at 11:30 a.m. Supplemental briefing is due no later than 5/12/21.

### **Party Information**

**Debtor(s):** 

Jared Adam Falk Represented By

Kevin T Simon

Movant(s):

LOGIX FEDERAL CREDIT Represented By

A. Lysa Simon

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, July 21, 2021

**Hearing Room** 

201

11:30 AM

9:21-10045 Susan Gallardo

Chapter 7

**#6.00** Hearing

RE: [24] Motion to Convert Case From Chapter 7 to 13. and proof of service

Docket 24

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Susan Gallardo Represented By

Janet A Lawson

Movant(s):

Susan Gallardo Represented By

Janet A Lawson

**Trustee(s):** 

Sandra McBeth (TR) Represented By

William C Beall

Wednesday, July 21, 2021

**Hearing Room** 

201

11:30 AM

9:21-10045 **Susan Gallardo** 

Chapter 7

#7.00 Objection to Debtor's Claim of Exemptions with proof of service Filed by Trustee Sandra McBeth (TR). (Attachments: # 1 Appendix Proof of service) (Beall, William)

Docket 36

#### **Tentative Ruling:**

### **Tentative Ruling for July 21, 2021**

Grant. No opposition filed. Trustee to lodge an order within seven days.

### **Party Information**

#### **Debtor(s):**

Susan Gallardo Represented By

Janet A Lawson

**Trustee(s):** 

Sandra McBeth (TR)

Represented By

William C Beall

Wednesday, July 21, 2021

**Hearing Room** 

201

1:30 PM

### **9:18-11786 Steven Gregory Ow**

Chapter 11

#8.00 HearingRE: [248] Application for Compensation Final Application by Resnik Hayes Moradi LLP, General Bankruptcy Counsel for the Debtor, for Allowance of Fees and Reimbursement of Costs for the Period June 22, 2020 Through May 26, 2021; Declarations of Steven Gregory Ow and Roksana D. Moradi-Brovia in Support Thereof, with Proof of Service for Roksana D. Moradi-Brovia, Debtor's Attorney, Period: to, Fee: \$31,896.50, Expenses: \$327.35.

Docket 248

### **Tentative Ruling:**

### **Tentative Ruling for July 21, 2021**

Grant. No opposition filed. Fees and expenses approved on a final basis. Applicant to lodge an order within seven days. Appearances waived.

#### **Party Information**

#### **Debtor(s):**

Steven Gregory Ow Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

#### **Movant(s):**

Steven Gregory Ow Represented By

Matthew D. Resnik Matthew D. Resnik

Roksana D. Moradi-Brovia Roksana D. Moradi-Brovia

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

1:30 PM

**9:19-11819 Steven Corl Decker** 

Chapter 11

#9.00 CONT'D Hearing

Chapter 11 Status Conference

FR. 12-18-19, 3-25-20, 4-29-20, 7-1-20, 8-26-20, 11-18-20

FR. 1-20-21, 1-27-21, 4-7-21

Docket 1

### **Tentative Ruling:**

Ruling for April 7, 2021: Continued to 7/21/21 at 1:30 p.m.

#### **Ruling for February 2, 2021**

Continued to April 7, 2021 at 1:30 p.m.

#### Ruling for November 18, 2020

Continued to 1/20/20 @ 1:30 p.m. No new status report is required. Debtor can set his motion to dismiss the case for the same date and time provided 21 days notice is provided to all creditors.

Ruling for August 26, 2020: Continued to 11/18/20 at 1:30 p.m.

Ruling for April 29, 2020: Continued to 7/1/20 at 1:30 p.m. Debtor should file an updated status report by 6/17/20. Court will prepare an order regarding the extension of the disclosure statement and plan deadline and the continued status conference date.

Ruling for 3/25/20: Continued to 4/29/20 at 1:30 p.m. Court will prepare an order.

#### Ruling for December 18, 2019

The claims bar date will be February 15, 2020. Debtor must serve notice of the bar date by December 27, 2019 on the mandatory local rules form.

The deadline for the Debtor to object to claims will be March 13, 2020.

The deadline for the Debtor to file his initial plan and disclosure statement will be

Wednesday, July 21, 2021

**Hearing Room** 

201

1:30 PM

#### **CONT...** Steven Corl Decker

Chapter 11

March 13, 2020.

A continued chapter 11 status conference will be held on March 25, 2020 at 1:30 p.m. Provided Debtor has filed a disclosure statement and plan on March 13, 2020, no updated status report needs to be filed and served. The Court will prepare a scheduling order memorializing these dates. The Debtor will be responsible for serving all creditors with the entered scheduling order.

### **Party Information**

### **Debtor(s):**

Steven Corl Decker

Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

1:30 PM

9:21-10174 Eileen Lazar

Chapter 11

#10.00 CONT'D Status Hearing

RE: [1] Chapter 11 Voluntary Petition Individual. Janet Lawson)

FR. 4-7-21

Docket 1

### **Tentative Ruling:**

Ruling for April 7, 2021: The Court sets a general bar date of 5/28/21. Debtor must use the mandatory form for the notice of the bar date. Debtor must serve the bar date notice no later than 4/16/21. The status conference is continued to 7/21/21 at 1:30 p.m. Debtor must file a brief updated status report by 7/13/21.

### **Party Information**

#### **Debtor(s):**

Eileen Lazar

Represented By Janet A Lawson

Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

1:30 PM

**9:21-10174** Eileen Lazar

Chapter 11

Adv#: 9:21-01006 Lazar v. AIS Capital Investments, Inc. et al

#11.00 CONT'D Status Hearing

RE: [1] Adversary case 9:21-ap-01006. Complaint by Eileen Lazar against AIS Capital Investments, Inc., open door lending. (\$350.00 Fee Charge To Estate). Nature of Suit: (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) (Lawson, Janet)

FR. 5-5-21

Docket 1

#### **Tentative Ruling:**

**Ruling for May 5, 2021:** Continued to 7/21/21 at 1:30 p.m. Plaintiff should file a scheduling order. The deadline to amend pleadings, join other parties, and the discovery cutoff is 9/30/21. The deadline to file case dispositive motions is 10/27/21. Parties must complete one day of mediation before 9/30/21.

#### **Party Information**

**Debtor(s):** 

Eileen Lazar Represented By

Janet A Lawson

**Defendant(s):** 

AIS Capital Investments, Inc. Represented By

Edward T Weber

open door lending Pro Se

Elena B Kogan Represented By

Edward T Weber

Lil' Wave Financial dba Open Door Represented By

Edward T Weber

**Plaintiff(s):** 

Eileen Lazar Represented By

7/21/2021 8:22:56 AM Page 15 of 36

Wednesday, July 21, 2021 Hearing Room 201

<u>1:30 PM</u>

CONT... Eileen Lazar Chapter 11

Janet A Lawson

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

### 9:19-11055 Jeffrey Paul Chamberlain

Chapter 7

Adv#: 9:19-01076 Faith, Chapter 7 Trustee v. MacDonald et al

### #12.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01076. Complaint by Jeremy W. Faith, Chapter 7 Trustee against Joan R. MacDonald, Joan R. MacDonald, as Trustee of the Chamberlain-MacDonald Living Trust dated May 29, 1993. (Charge To Estate). Complaint For: (1) Avoidance of Actual Fraudulent Transfers [11 U.S.C. §§ 544, 548(a)(1)(A); Cal. Civ. Code §§ 3439.04, 3439.07, 3439.09]; (2) Avoidance of Fraudulent Transfers [11 U.S.C. § 544, 548(a)(1)(B); Cal. Civ. Code §§ 3439.05, 3439.07, 3439.09]; and (3)Recovery of Avoided Transfers [11 U.S.C.§ 550] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) (Madoyan, Noreen)

FR. 1-15-20, 3-11-20, 5-20-20, 8-26-20, 11-18-20, 12-4-20, 2-10-21

Docket 1

\*\*\* VACATED \*\*\* REASON: Rescheduled by the court to October 14, 2021 at 2:30pm.

#### **Tentative Ruling:**

Ruling for February 10, 2021: Continued to 7/21/21 at 2:30 p.m. The following litigation dates have been set: 5/14/21 is the deadline to join other parties and amend pleadings; 5/14/21 is the deadline for discovery; 6/2/21 is the deadline for case dispositive pretrial motions to be filed; and 7/21/21 is the last day for pre-trial motions to be heard. Plaintiff should lodge a scheduling order.

Ruling for August 26, 2020: Continued to 11/18/20 at 2:30 p.m.

#### **Ruling for May 20, 2020:**

Status conference continued to 8/26/20 @ 2:30 p.m. A joint status report to be filed by 8/12/20. The last day to amend the pleadings and join other parties is 9/11/20. The last day for discovery to be completed, including receiving responses to discovery requests, is 9/11/20. The last day for case dispositive pretrial motions is 9/30/20. The last date for such motions to be heard is 11/18/20. Plaintiff to lodge a scheduling

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Jeffrey Paul Chamberlain

Chapter 7

order.

Ruling for March 11, 2020: Continued to 5/20/20 at 2:30 p.m. Updated status report must be filed two weeks prior to the status conference.

**Tentative Ruling for March 11, 2020** 

Appearance by telephone is authorized for all parties.

### **Party Information**

**Debtor(s):** 

Jeffrey Paul Chamberlain Represented By

Heidi Hohler

**Defendant(s)**:

Joan R. MacDonald Represented By

Robert D Bass

Joan R. MacDonald, as Trustee of Pro Se

Plaintiff(s):

Jeremy W. Faith, Chapter 7 Trustee Represented By

Noreen A Madoyan Meghann A Triplett

Anna Landa

**Trustee(s):** 

Jeremy W. Faith (TR)

Represented By

Noreen A Madoyan Meghann A Triplett

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

9:19-11542 Eric C Staudenbaur

Chapter 7

Adv#: 9:19-01080 Quintero v. Staudenbaur et al

#13.00 Pre-Trial Conference

RE: [1] Adversary case 9:19-ap-01080. Complaint by Quintero Angela against Maria L Staudenbaur, Eric C Staudenbaur. domestic support)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(65 (Dischargeability - other)) (White, Shawn)

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued by stipulated order to 9/10/21 at 2:30 PM.

### **Tentative Ruling:**

Ruling at May 5, 2021 Status Conference: Pre-trial conference is set for 7/21/21 at 2:30 p.m. Joint pre-trial stipulation is due 7/7/21.

#### **Party Information**

**Debtor(s):** 

Eric C Staudenbaur Represented By

Daniel King John D Faucher

**Defendant(s):** 

Maria L Staudenbaur Represented By

John D Faucher

Eric C Staudenbaur Represented By

John D Faucher

**Joint Debtor(s):** 

Maria L Staudenbaur Represented By

Daniel King
John D Faucher

**Plaintiff(s):** 

Angela Quintero Represented By

7/21/2021 8:22:56 AM

Page 19 of 36

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Eric C Staudenbaur

Chapter 7

Shawn S White

Trustee(s):

Jeremy W. Faith (TR)

Pro Se

### Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

9:19-11883 Dwight G Beckstrand

Chapter 7

Adv#: 9:20-01025 Verdi v. Beckstrand

#14.00 HearingRE: [25] Motion for Default Judgment (Attachments: # 1 Memorandum of Points and Authorities # 2 Declaration in Support # 3 Exhibit Part 1 # 4 Exhibits Part 2 # 5 Exhibits Part 3a # 6 Exhibits Part 3b # 7 Exhibits Part 4 # 8 Exhibits Part 5 # 9 Exhibits Part 6 # 10 Exhibits Part 7 # 11 Exhibits Part 8 # 12 Exhibits Part 9) (Handy, Brad)

Docket 25

### **Tentative Ruling:**

- NONE LISTED -

<b>D</b>	T	4 •
Party	Inforn	10tion
1 411.		IALIUII

**Debtor(s):** 

Dwight G Beckstrand Represented By

Sandra McBeth

**Defendant(s):** 

Dwight G Beckstrand Pro Se

Movant(s):

Cameron N Verdi Pro Se

**Plaintiff(s):** 

Cameron N Verdi Pro Se

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

9:19-11883 Dwight G Beckstrand

Chapter 7

Adv#: 9:20-01025 Verdi v. Beckstrand

#15.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01025. Complaint by Cameron N Verdi against Dwight G Beckstrand . false pretenses, false representation, actual fraud)) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) ,(68 (Dischargeability - 523(a)(6), willful and malicious injury))

FR. 5-7-20, 8-26-20, 11-4-20, 1-20-21, 2-2-21, 3-17-21, 5-26-21

Docket 1

#### **Tentative Ruling:**

<u>Final Ruling for May 26, 2021:</u> Since Plaintiff intends on filing a motion for default judgment, the hearing is continued to **July 21, 2021 at 2:30 p.m.** Plaintiff must file a notice of continued status conference no later than June 2, 2021. An updated status report must be filed by 7/7/21 if Plaintiff has not filed his motion for default judgment. Appearances waived.

### **Ruling for February 2, 2021**

Continued to March 17, 2021 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed.

Ruling for November 4, 2020: Continued to 1/20/21 at 2:30 p.m. Plaintiff may use this date and time for a motion for default judgment if the motion is timely filed. If Plaintiff files a motion for default judgment, then a status report is not required.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

**Ruling for May 7, 2020:** Continued to 8/26/20 at 2:30 p.m.

#### **Party Information**

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

CONT... Dwight G Beckstrand

Chapter 7

**Debtor(s):** 

Dwight G Beckstrand Represented By

Sandra McBeth

**Defendant(s):** 

Dwight G Beckstrand Pro Se

**Plaintiff(s):** 

Cameron N Verdi Pro Se

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

#### 9:19-11918 Mahmood Jafroodi

Chapter 7

Adv#: 9:20-01024 Ramirez et al v. Jafroodi

#### #16.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01024. Complaint by Carolina Ramirez, Luis Angel Colunga Gocabar, Nelly Gonzales, Margarita Hernandez, Rigoberto Saavedra, Liney Silva against Mahmood Jafroodi. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(65 (Dischargeability - other)) (Guevara Zamora, Cecilia)

FR. 4-29-20, 7-15-20, 9-16-20, 1-20-21, 2-2-21, 3-17-21, 5-26-21

Docket 1
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for July 21, 2021:</u> Based on the parties' representations in their joint status report, the Court will continue this status conference to 9/23/21 at 2:30 p.m. The parties are required to file and serve an updated status report no later than 9/9/21. Appearances waived.

Final Ruling for May 26, 2021: Based on the parties' representations in their joint status report, the Court will continue this status conference to 7/21/21 at 2:30 p.m. The parties are required to file and serve an updated status report no later than 7/7/21. Appearances waived.

Final Ruling for March 17, 2021: Based on the parties' representations in their joint status report, the Court will continue this status conference to 5/26/21 at 2:30 p.m. The parties are required to file and serve an updated status report no later than 5/12/21.

#### Ruling for February 2, 2021

Continued to March 17, 2021 at 2:30 p.m. Joint status report is due March 3, 2021.

Ruling for September 16, 2020: Continued to 1/20/21 at 2:30 p.m. Plaintiffs must

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

#### **CONT...** Mahmood Jafroodi

Chapter 7

file and serve a notice of continued status conference.

Ruling for 7/15/20: Continued to 9/16/20 at 2:30 p.m. An updated status report is not required. Plaintiff must file and serve a notice of continued status conference.

#### **Ruling for 4/29/20:**

Status conference continued to July 15, 2020 at 2:30 p.m. Plaintiff to file and serve a notice of continued status conference. The parties must file an updated status report by July 1, 2020. The Defendant's motion to dismiss is also continued to July 15, 2020 at 2:30 p.m. The Defendant shall file and serve a notice of continued hearing. All the response deadlines regarding that motion will be based on the July 15, 2020 hearing date.

#### **Party Information**

**Debtor(s):** 

Mahmood Jafroodi Represented By

David Seror

Jessica L Bagdanov

Ryan Coy

**Defendant(s):** 

Mahmood Jafroodi Represented By

David Seror Ryan Coy

**Plaintiff(s):** 

Carolina Ramirez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Luis Angel Colunga Gocabar Represented By

Cecilia Guevara Zamora

Ezra Kautz

Nelly Gonzales Represented By

Cecilia Guevara Zamora

7/21/2021 8:22:56 AM

Page 25 of 36

# Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

<u>2:30 PM</u>

CONT... Mahmood Jafroodi Chapter 7

Ezra Kautz

Margarita Hernandez Represented By

Cecilia Guevara Zamora

Ezra Kautz

Rigoberto Saavedra Represented By

Cecilia Guevara Zamora

Ezra Kautz

Liney Silva Represented By

Cecilia Guevara Zamora

Ezra Kautz

**Trustee(s):** 

Jerry Namba (TR) Represented By

Chad V Haes D Edward Hays Laila Masud

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

#### 9:20-10254 Michael A. Hershman

Chapter 7

### #17.00 CONT'D Status Hearing

RE: [1] Adversary case 9:20-ap-01033. Complaint by Castle Real Estate Investments LLC against Michael A. Hershman, Linda J. Hershman. false pretenses, false representation, actual fraud)),(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (Webb, Larry)

FR. 7-15-20, 8-26-20, 1-13-21, 3-17-21

Docket 1

#### **Tentative Ruling:**

#### Ruling for March 17, 2021:

Continued as a status conference to July 21, 2021 at 2:30 p.m. Plaintiff to file and serve written notice, including ZoomGov information.

Ruling for August 26, 2020: Continued to 1/13/21 at 2:30 p.m.; Updated status report should be filed no later than 1/4/21. Plaintiff must lodge a scheduling order which includes the following dates:

Last day for discovery to be completed - 11/6/20;

Last day to join other parties and to amend pleadings - 11/6/20;

Last day to file case dispositive motions - 11/25/20; and

Last day for hearings on the case dispositive motions - 1/13/21.

#### **Party Information**

#### **Debtor(s):**

Michael A. Hershman Represented By

Brent D George

### **Defendant(s):**

Michael A. Hershman Pro Se

Linda J. Hershman Pro Se

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Michael A. Hershman

Chapter 7

**Joint Debtor(s):** 

Linda J. Hershman Represented By

Brent D George

**Plaintiff(s):** 

Castle Real Estate Investments LLC Represented By

Larry D Webb

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

9:20-11522 Michael I. Gauss

Chapter 7

#18.00 CONTD. Status Conference

RE: [1] Chapter 7 Involuntary Petition Against an Individual Michael I. Gauss. (Filed by attorney Robert M Yaspan, Petitioning Creditors: Rasel, Ltd., Consul Group RE 2021, S.R.L, NEEW TNG fka RSW Investments Group Ltd, SWIG AMERICA CONSULTING, LLC, Arteam Consult, Ltd, Genius of Wealth, LLC, and SWIG International Ltd.)

FR. 2-10-21, 2-19-21, 4-7-21

Docket

\*\*\* VACATED \*\*\* REASON: Continued to 9/23/21 @ 11:00 a.m.

**Tentative Ruling:** 

Ruling for February 19, 2021

Continued to 4/7/21 @ 11:30 a.m.

#### **Party Information**

**Debtor(s):** 

Michael I. Gauss

Represented By Matthew A Lesnick

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

Adv#: 9:21-01014 Player's Poker Club, Inc. v. Hofer Vineyards, LLC et al

#19.00 Hearing RE: [9] Motion Motion for Order Dismissing Counter Claims with proof of

service

Docket 9

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

**Defendant(s):** 

Hofer Vineyards, LLC Represented By

Bret G Anderson

Hofer Properties, LLC Pro Se

**Movant(s)**:

Player's Poker Club, Inc. Represented By

Michael S Kogan

Player's Poker Club, Inc. Represented By

Michael S Kogan

**Plaintiff(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

Adv#: 9:21-01014 Player's Poker Club, Inc. v. Hofer Vineyards, LLC et al

#20.00 Hearing RE: [11] Motion Motion to Disqualify Ferguson Case Orr Paterson LLP as

Litigation Counsel for Defendants with proof of service

Docket 11

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

**Defendant(s):** 

Hofer Vineyards, LLC Represented By

Bret G Anderson

Hofer Properties, LLC Pro Se

**Movant(s)**:

Player's Poker Club, Inc. Represented By

Michael S Kogan

Player's Poker Club, Inc. Represented By

Michael S Kogan

**Plaintiff(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

# United States Bankruptcy Court Central District of California Northern Division Judge Martin R. Barash, Presiding

Courtroom 201 Calendar

Wednesday, July 21, 2021

**Hearing Room** 

201

2:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

Adv#: 9:21-01014 Player's Poker Club, Inc. v. Hofer Vineyards, LLC et al

#21.00 Status Hearing

RE: [1] Adversary case 9:21-ap-01014. Complaint by Player's Poker Club, Inc. against Hofer Vineyards, LLC, Hofer Properties, LLC. (\$350.00 Fee Charge To Estate). Nature of Suit: (91 (Declaratory judgment)),(14 (Recovery of money/property - other)),(14 (Recovery of money/property - other)),(14 (Recovery of money/property - other)) (Kogan, Michael)

Docket 1

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Player's Poker Club, Inc. Represented By

Michael S Kogan

**Defendant(s):** 

Hofer Vineyards, LLC Represented By

Bret G Anderson

Hofer Properties, LLC Pro Se

Plaintiff(s):

Player's Poker Club, Inc. Represented By

Michael S Kogan

Wednesday, July 21, 2021

**Hearing Room** 

303

1:30 PM

1:19-10066 Robert James Roon, II

Chapter 11

#11.10 Debtor's first amended disclosure statement

fr. 2/3/21, 4/13/21, 6/15/21

Docket 155

\*\*\* VACATED \*\*\* REASON: continued to 7/27/21 at 1:30 p.m.

**Tentative Ruling:** 

Ruling for June 15, 2021

Continued to 7/27/21 @ 1:30 p.m.

The deadline for objections to the disclosure statement filed on 6/15/21 is 7/13/21.

The Debtor's reply is due 7/23/21.

Ruling for April 13, 2021: Continued to 6/15/21 at 1:30 p.m. 5/18/21 is the deadline to file 2nd amended plan and disclosure statement. 5/25/21 is the deadline to object.

### **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Debtor to file and serve an amended disclosure statement and plan, with redlines, by March 2, 2021. Debtor to also file a notice of continued hearing and that any objections are due by March 15, 2021.

#### **Party Information**

#### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

Wednesday, July 21, 2021

**Hearing Room** 

303

1:30 PM

### 1:19-10066 Robert James Roon, II

Chapter 11

#11.20 Chapter 11 scheduling and case management conference

fr. 3/5/19; 4/30/19; 5/28/19, 8/14/19; 9/11/19, 12/11/19, 2/5/20, 3/17/20, 4/1/20; 5/13/20; 6/30/20, 10/1/20, 11/20/20, 12/9/20, 2/3/21, 4/13/21, 6/15/21

Docket 1
\*\*\* VACATED \*\*\* REASON: continued to 7/27/21 at 1:30 p.m.

### **Tentative Ruling:**

### Ruling for June 15, 2021

Continued to 7/27/21 @ 1:30 p.m. The Court will issue an OSC re conversion or dismissal and set the hearing on that OSC for 7/27/21.

**Ruling for April 13, 2021:** Continued to 6/15/21 at 1:30 p.m.

#### **Ruling for February 3, 2021:**

Continued to March 23, 2021 at 1:30 p.m.

Ruling for December 9, 2020: A hearing on the disclosure statement is set for 2/3/21 at 1:30 p.m. Debtor must file and serve a notice of disclosure statement hearing no later than 12/14/20. The notice of the hearing must identify the docket numbers of the disclosure statement. The notice should also provide that objections are due no later than 1/20/21. The status conference is continued to 2/3/21 at 1:30 p.m. Updated status report is not required. Debtor must lodge a scheduling order.

**Ruling for November 20, 2020:** Continued to 12/9/20 at 1:30 p.m.

#### **Ruling for 10/1/20:**

Continued to November 20, 2020 at 1:30 p.m. The Court will issue an OSC re dismissal.

Wednesday, July 21, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Robert James Roon, II

Chapter 11

#### Ruling for June 30, 2020

Continued to October 1, 2020 at 1:30 p.m. No new status report is required. The deadline for the Debtor to file a disclosure statement and plan is September 1, 2020.

**Ruling for April 1, 2020:** Continued to 5/13/20 at 1:30 p.m.

#### **April 1, 2020**

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (888-882-6878). Additional details are available by visiting their website: https://courtcall.com.

**Ruling for February 5, 2020:** Continued to 3/17/20 at 1:30 p.m. Court will issue an OSC re why this case should not be dismissed.

#### Ruling for December 11, 2019

Continued to February 5, 2020 at 1:30 p.m. The status report must be filed and served on January 22, 2020. The Court sanctions counsel \$150 for failing to file and serve a chapter 11 status report.

Ruling for 9/11/19: Debtor must lodge a scheduling order and continue s/c to 12/11/19 at 1:30 p.m. Debtor must file his plan and disclosure statement by 10/30/19 and may use 12/11/19 as the hearing on his disclosure statement.

### Ruling for August 14, 2019:

Wednesday, July 21, 2021

**Hearing Room** 

303

1:30 PM

### **CONT...** Robert James Roon, II

Chapter 11

Continued to September 11, 2019 at 1:30 p.m.

### **Ruling for May 28, 2019:**

Debtor shall file and serve a FRBP 9019 motion re: the two cash collateral stipulations. Debtor shall file a FRBP 2015.3 financial report re: Global Moto Outlet, Inc.

Continued to August 14, 2019 at 1:30 p.m. Debtor to file an updated status report on July 31, 2019 addressing a timeline for a plan and disclosure statement.

Ruling for 4/30/19: Bar date amended to 6/28/19. Bar date notice to be served by 5/3/19. File and serve notice of continued status conference by 5/3/19. File amended status report with attached deed of trust no later than 5/10/19. If not done, the Court will dismiss the case. Continued to 5/28/19 at 1:30 p.m.

#### Ruling for March 5, 2019

The general bar date is May 10, 2019. Debtor to serve the bar date notice by March 15, 2019. Continued to April 30, 2019 at 1:30 p.m. Updated status report to be filed by April 16, 2019. Debtor to file and serve notice of the continued status conference.

#### **Party Information**

#### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

**Thursday, July 22, 2021** 

**Hearing Room** 

303

1:30 PM

1: Chapter

# #0.00 VACATED - All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1601552353

ZoomGov meeting number: 160 155 2353

Password: 072719

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

Thursday, July 22, 2021

**Hearing Room** 

303

1:30 PM

1:17-10452 Richard J Disisto

Chapter 7

Adv#: 1:21-01026 Disisto v. de Rothschild

#1.00 Status conference re complaint for: declaratory relief, for contempt and contempt damages, and for a determination of dischargeability of debt (with exhibits 1-15, inclusive)

Docket 1

\*\*\* VACATED \*\*\* REASON: Continued to 9/29/21 @ 1:30 p.m. to allow the parties to document their settlement.

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Richard J Disisto Represented By

Andrew Goodman

**Defendant(s):** 

Monroe Jacques de Rothschild Pro Se

**Plaintiff(s):** 

Richard J. Disisto Represented By

Larry Slade Kurt Ramlo

**Trustee(s):** 

David Seror (TR) Pro Se

**Thursday, July 22, 2021** 

**Hearing Room** 

303

1:30 PM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01003 GOTTLIEB v. Campbell

#2.00 Status conference re amended complaint for:

- (1) recovery of money / property § 548.fraudulent transfer
- (2) recovery of money / property other

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20,10/29/20; 1/21/21; 3/26/21

Docket 3
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for July 22, 2021:</u> The chapter 7 trustee filed a Notice of Settlement on 3/25/21. However, the trustee has not yet filed a Rule 9019 motion. The status conference is continued to **September 29, 2021 at 1:30 p.m.** to provide the parties with an opportunity to document the settlement and file a Rule 9019 motion. Appearances waived.

**Ruling for March 26, 2021:** Matter has settled. Status conference continued to 7/22/21 at 1:30 p.m.

#### **Ruling for October 29, 2020:**

Continued to January 21, 2021 at 1:30 p.m.

#### Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

**Ruling for 6/26/20:** Continued to 8/13/20 at 2:30 p.m. No new status report required.

**Ruling for 3/19/20:** Continued to 6/25/20 at 1:30 p.m. Trustee shall file a motion for default judgment before that date. Trustee should set the motion for default judgment

**Thursday, July 22, 2021** 

**Hearing Room** 

303

1:30 PM

**CONT...** Penthouse Global Media, Inc.

Chapter 7

for 6/25/20 at 1:30 p.m. If this is done, then no updated status report is needed.

#### March 19, 2020

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

### **Party Information**

**Debtor(s):** 

Penthouse Global Media, Inc.

Represented By

Michael H Weiss

**Defendant(s):** 

Robert Campbell Pro Se

**Plaintiff(s):** 

DAVID K GOTTLIEB Represented By

Bradley E Brook

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

**Thursday, July 22, 2021** 

**Hearing Room** 

303

1:30 PM

1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01004 GOTTLIEB v. Holland et al

#3.00 Status conference re complaint for:

recovery of money/property - 548 fraudulent transfer other actions that would have been brought in state court if unrelated to bankruptcy

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20, 10/29/20, 1/21/21; 3/26/21

Docket 1
\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for July 22, 2021:</u> The chapter 7 trustee filed a Notice of Settlement on 3/25/21. However, the trustee has not yet filed a Rule 9019 motion. The status conference is continued to **September 29, 2021 at 1:30 p.m.** to provide the parties with an opportunity to document the settlement and file a Rule 9019 motion. Appearances waived.

**Ruling for March 26, 2021:** Matter has settled. Status conference continued to 7/22/21 at 1:30 p.m.

#### Ruling for October 29, 2020:

Continued to January 21, 2021 at 1:30 p.m.

#### Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

**Ruling for 6/26/20:** Continued to 8/13/20 at 2:30 p.m. Trustee should file a notice of continued status conference.

Ruling for 3/19/20: Continued to 6/25/20 at 1:30 p.m. Updated joint status report

Thursday, July 22, 2021

**Hearing Room** 

303

1:30 PM

**CONT...** Penthouse Global Media, Inc.

Chapter 7

must be filed by 6/11/20.

# **Party Information**

**Debtor(s):** 

Penthouse Global Media, Inc. Represented By

Michael H Weiss

**Defendant(s):** 

Kelly Holland Pro Se

Revideo, Inc. Pro Se

**Plaintiff(s):** 

DAVID K GOTTLIEB Represented By

Bradley E Brook

**Trustee(s):** 

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

**Thursday, July 22, 2021** 

**Hearing Room** 

303

1:30 PM

**1:19-10959** Heaven Hospice Inc.

Chapter 7

Adv#: 1:21-01008 Seror, Chapter 7 Trustee v. Rubanenko et al

#4.00 Status conference re complaint for:avoidance and recovery of fraudulent transfers [11 U.S.C. §§ 544, 548(a)(1)(A) and (B), 550(a)(1)-(2) and Cal. Civ. Code § 3439, et seq.]

fr. 3/26/21, 5/27/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Adversary dismissed on 7/15/21 pursuant to Rule 41(a)(1)(A)(ii) and the parties' stipulation. Adv. Dkt. 13.

#### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

Heaven Hospice Inc. Represented By

Michael Jay Berger

**Defendant(s):** 

Adam Rubanenko Pro Se

Roy Rubanenko Pro Se

**Plaintiff(s):** 

David Seror, Chapter 7 Trustee Represented By

Ryan Coy

**Trustee(s):** 

David Seror (TR) Represented By

Jessica L Bagdanov

Ryan Coy

Friday, July 23, 2021

**Hearing Room** 

303

10:00 AM

1: - Chapter

**VACATED** - All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618537378

ZoomGov meeting number: 161 853 7378

Password: 018463

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Friday, July 23, 2021

**Hearing Room** 

303

10:00 AM

1:20-11776 E.B.J.T. Enterprise, LLC

Chapter 11

#1.00 Evidentiary hearing re motion for relief from stay [RP]

SECURED CREDITOR JEROME DODSON

fr, 11/10/20, 2/2/20, 2/3/21, 4/27/21, 6/15/21

Docket 29

\*\*\* VACATED \*\*\* REASON: contined to 9/30 at 10:00 a.m.

#### **Tentative Ruling:**

#### Ruling for June 15, 2021

The Court sets an evidentiary hearing on the Dodson RFS Motion for 7/23/21 @ 10:00 a.m. The evidentiary hearing will begin with direct testimony. All witnesses must have access to all exhibits.

7/9/21 at 5:00 p.m. - deadline for the parties to file simultaneous witness lists and to email all exhibits to each other and to chambers. Dodson will use numbers and the Debtor will use letters.

7/16/21 - deadline for the parties to file any evidentiary objections.

Ruling for April 27, 2021: Continued to 6/15/21 at 1:30 p.m. Debtor must file and serve a notice of continued status conference. The requirement for an updated status report is waived.

#### **Ruling for February 3, 2021:**

Continued to April 27, 2021 at 1:30 p.m. Dtr to serve and file a notice of continued status conference.

Ruling for November 10, 2020: Continued to 2/2/21 at 1:30 p.m. Debtor to prepare a scheduling order which includes the following dates: 12/21/20 is general bar date. Notice of bar date should be served by 11/16/20. Serve Howard Ehrenberg, the chapter 7 trustee, in the related case. 1/26/21 is the deadline to file a plan and disclosure statement. Updated status report is due 1/19/21. The order should be lodged no later than 11/16/20.

#### **Party Information**

Friday, July 23, 2021 **Hearing Room** 303

10:00 AM

E.B.J.T. Enterprise, LLC **Chapter 11** CONT...

**Debtor(s):** 

E.B.J.T. Enterprise, LLC Represented By

Matthew Abbasi

Monday, July 26, 2021

**Hearing Room** 

303

1:30 PM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1611725634

ZoomGov meeting number: 161 172 5634

Password: **652210** 

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

**Tentative Ruling:** 

- NONE LISTED -

Monday, July 26, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#1.00 Debtor's motion to extend time deadline to assume or reject unexpired leases of nonresidential real property;thereof

Docket 171

\*\*\* VACATED \*\*\* REASON: Motion withdrawn 7/22/21. Case Dkt. 191.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Monday, July 26, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#2.00 Motion to assume lease or executory contract and for an order:

- (1) Authorizing assumption of unexpired lease of nonresidential real property Sherman Oaks; and
- (2) Fixing cure amount and payment terms thereto

Docket 168

### **Tentative Ruling:**

- NONE LISTED -

### **Party Information**

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

Monday, July 26, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

#3.00 Status conference re chapter 11

fr. 6/3/21

Docket 1

### **Tentative Ruling:**

### **Tentative Ruling for July 26, 2021**

The Order Granting Debtors' Ex Parte Motion for Order Limiting Service of Notice of Certain Matters ("Order Limiting Notice") allows the Debtors to satisfy the requirement that the 20 largest unsecured creditors be served by serving only the 20 largest unsecured creditors on a consolidated basis. Case Dkt. 13 at ¶ 2(4). It is unclear whether the Debtors have filed a list of the 20 largest unsecured creditors on a consolidated basis.

In cases such as these where no committee has been appointed, chapter 11 status reports must be served on the 20 largest unsecured creditors. Case Dkt. 165 at ¶ 1. Based on the Court's review of the Debtors' schedules and the claims filed in these cases as of the July 7, 2021 general bar date, it appears that the following creditors are among the 20 largest unsecured creditors, on a consolidated basis, and were not served with the July 13, 2021 status report:

Matcal, LLC (scheduled unsecured claim of \$37,117,220)

Sara Castilleja on behalf of herself and "all aggrieved employees" (Grill Concepts, Inc. (NV) POC #21 for \$11,643,608)

Christine Rodriguez on behalf of herself and "all aggrieved employees" (Grill Concepts, Inc. (NV) POC #22 \$3,513,740)

Karina Mott (Grill Concepts, Inc. (NV) POC #1 \$3,000,000)

IA Lodging Houston Galleria (Grill Concepts Mgmt POC3 \$369,410)

Westlake Promenade (Grill Concepts, Inc. (CA) POC #11 \$245,119)

Monday, July 26, 2021

**Hearing Room** 

303

1:30 PM

CONT... PS On Tap, LLC Chapter 11

KLST 15300 Ventura (Grill Concepts, Inc. (CA) POC #8 \$231,679)

José Pea (Grill Concepts, Inc. (NV) POC #9 \$220,000)

Bartley McPhail (Grill Concepts, Inc. (CA) scheduled unsecured claim of \$153,059)

Additionally, once a creditor files a proof of claim, Federal Rule of Bankruptcy Procedure 2002(g)(1)(A) requires that all subsequent notices be addressed to the mailing address designated on the filed proof of claim. The following creditors were served with the status report but not on the agents designated or at the addresses specified in the filed proof of claim:

### Bank of America (Grill Concepts, Inc. (CA) POC #4 \$12,000,000)

Address in POC:

Nicholas Marcus Bryan Cave Leighton Paisner, LLP 161 North Clark Street, Suite 4300 Chicago 60601

Address on Debtors' proof of service:

Bank of America 333 S. Hope St. Los Angeles, CA 90071

Attn: Marc Hamud

Aventura Mall Venture (PS on Tap POC #7 \$1,783,510)

Address in POC:

Mario A. Romine, Esq. Turnberry Associates 19501 Biscayne Blvd. Suite 400 Aventura, FL 33180 &

Rober L. LeHane

Kelley Drye & Warren LLP

Monday, July 26, 2021

**Hearing Room** 

303

1:30 PM

CONT... PS On Tap, LLC

Chapter 11

175 Greenwich Street New York 10007

Address on Debtors' proof of service:

Aventura Mall Venture/fbo Lehman Brothers Bank FSB PO Box 865006 Orlando, FL 32886

Attn: George Radu

### CA Colorado Center (GCI-CC POC #6 \$311,688)

Address in POC:

Douglas B. Rosner Goulston & Storrs, PC 400 Atlantic Avenue Boston 02110

Address on Debtors' proof of service

CA Colorado Center Ltd

PO Box 847113

Los Angeles, CA 90084

Attn: Alexander Cameron

The Debtors should be prepared to address these service issues.

### **Ruling for June 3, 2021:**

Continued to 7/26/21 @ 1:30 p.m. Dtrs to file an updated status report by 7/12/21.

# **Party Information**

### **Debtor(s):**

PS On Tap, LLC Represented By Carol Chow

**Trustee(s):** 

Moriah Douglas Flahaut (TR)

Pro Se

7/23/2021 3:54:24 PM

Page 6 of 7

Monday, July 26, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... PS On Tap, LLC

**Chapter 11** 

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

10:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618412726

**ZoomGov meeting number:** 161 841 2726

**Password:** 251412

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

10:00 AM

1:20-11784 Valley Enterprises T.S. Inc

Chapter 7

#1.00 Motion for relief from stay [RP]

DAN B. SELLECK; TGC PENSION PLAN; NVS INVESTMENTS, LLC ROJO SOLO 401K TRUST; ITA SERVICES TRUST CO

fr. 6/15/21

Stip to continue filed 7/23/21

Docket 119

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 7/27/21. Hearing is continued to 9/22/21 at 3:00 PM.

### **Tentative Ruling:**

### Ruling for June 15, 2021

Continued to July 27, 2021 at 10:00 a.m. to see what progress the trustee has made to sell the Property and collect the post-petition rents.

#### **Party Information**

#### **Debtor(s):**

Valley Enterprises T.S. Inc

Represented By

Thomas B Ure Anthony N Ranieri

**Trustee(s):** 

Diane C Weil (TR)

Represented By

David Seror Tamar Terzian

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

11:00 AM

1:17-12093 Haim Malka

Chapter 7

#1.10 Motion for leave to assert claims against bankruptcy trustee Diane C. Weil

fr. 7/20/21

### MOTION FOR CONTINUANCE FILED 7/20/21 - jc

Docket 151

\*\*\* VACATED \*\*\* REASON: order entered on 7/22/21 continuing hearing to 9/1/21 at 11:00 a.m.

### **Tentative Ruling:**

#### Final Ruling for July 20, 2021

Because the Movant, Michael Petersen, filed his reply in support of the Motion, on July 15, 2021 and two days after the deadline for such papers to be filed, the hearing on the Motion is continued to July 27, 2021 at 11:00 a.m. No appearances required on July 20, 2021.

### **Party Information**

**Debtor(s):** 

Haim Malka Represented By

Mark E Goodfriend

**Trustee(s):** 

Diane C Weil (TR) Pro Se

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:17-11175 Wesley DeVaughn Randall

**Chapter 11** 

#2.00 U.S. Trustee motion to dismiss or convert

Docket 132

### **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

#### **Debtor(s):**

Wesley DeVaughn Randall

Represented By
Onyinye N Anyama

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-11657 Pierrick Brillouet and Yong Chu Kim-Brillouet

Chapter 11

#3.00

Application for compensation and for payment of second interim fees and/or expenses for Giovanni Orantes, period: 2/11/20 to 4/30/21 fee: \$70780.00, expenses: \$997.46.

Docket 369

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

#### **Debtor(s):**

Pierrick Brillouet Represented By

Giovanni Orantes Luis A Solorzano

**Joint Debtor(s):** 

Yong Chu Kim-Brillouet Represented By

Giovanni Orantes Luis A Solorzano

Trustee(s):

Gregory Kent Jones (TR) Pro Se

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-11358 Jaguar Distribution Corp.

Chapter 11

#4.00 Hearing on court's own motion to reconsider approval of stpulation resolving United States trustee's objection to application by debtor to employ Greg M. Siegel, CPA, CFP, as its tax accountant [dkt 161] and [163]

fr. 4/13/21, 6/15/21

Docket 161

\*\*\* VACATED \*\*\* REASON: See final ruling below.

### **Tentative Ruling:**

Final Ruling for 7/27/21: Based on the stipulation resolving the United States Trustee's objection to the application to employ Greg M. Seigel as Debtor's tax accountant, the Court approves Mr. Seigel's employment. This matter is deemed moot and taken off calendar. Appearances waived.

Ruling for April 13, 2021: Approval of stipulation is vacated. Continued to 6/15/21 at 1:30 p.m.

#### **Party Information**

### **Debtor(s):**

Jaguar Distribution Corp.

Represented By
Zev Shechtman
John N Tedford IV
Michael G D'Alba

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10428 Orby TV, LLC

Chapter 11

**#5.00** 

Motion for entry of an order authorizing the debtor to obtain and pay for an extension of the "discovery period" under the debtors business and management indemnity insurance policy pursuant To 11 U.S.C. § 363(b);

Docket 117

### **Tentative Ruling:**

### **Tentative Ruling for July 27, 2021:**

Grant. No opposition filed; appearances waived. The moving party shall lodge an order within seven days of the hearing.

#### **Party Information**

#### **Debtor(s):**

Orby TV, LLC

Represented By Ron Bender Krikor J Meshefejian

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:21-10489 80X3 Corp

Chapter 11

#6.00 Status conference re chapter 11 voluntary petition non-individual

fr. 4/27/21, 5/11/21

Docket 1

### **Tentative Ruling:**

Ruling for April 27, 2021: Bar date is set for 6/28/21. Debtor should serve bar date notice by 5/10/21. Continued to 5/11/21 at 1:30 p.m.

No new status report is needed. Plan and disclosure statement must be filed no later than 9/30/21.

#### **Party Information**

### **Debtor(s):**

80X3 Corp

Represented By Stephen L Burton

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10185 Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

#7.00 Post Confirmation status conference

fr. 5/26/20, 8/12/20, 8/17/20, 10/1/20, 2/2/20, 2/3/21, 3/23/21, 4/6/21, 7/28/21 (advanced)

Docket 148

### **Tentative Ruling:**

### Ruling for April 6, 2021:

Continued to July 27, 2021 at 1:30 p.m.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Debtors to file an updated post confirmation status report supported by a declaration by March 16, 2021.

#### **Ruling for 10/1/20:**

Confirmed as to the second amended plan at docket number 148. The lodged confirmation order must express how the plan has been modified by the stipulation with Wells Fargo and state, verbatim, the terms which change the plan, e.g., the paragraph at page X is revised to state Y. Alternatively, the Debtors may file a modified second amended plan, redlined. The Court will not hold the lodged confirmation order for seven days. A post-confirmation status conference will be held on February 2, 2021 at 1:30 p.m and a post-confirmation status report complying with LBR 3020-1(b) by January 19, 2021.

#### Ruling for August 17, 2020

Debtors' motion to modify the first amended plan is granted.

The confirmation hearing is continued to October 1, 2020 at 1:30 p.m. By September 10, 2020, the Debtors shall file and serve a clean and redlined Second Amended Plan and Disclosure Statement addressing the payment of the postpetition property taxes and who is reponsible for paying property taxes and insurance going forward, declarations from both Debtors in support of confirmation, an unpdated Exhibit A1

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

### CONT... Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

cash flow projections and notice of the continued hearing. Any objections to confirmation of the Second Amended Plan shall be filed, along with admissible evidence, by September 17, 2020. Debtors' reply thereto shall be filed by September 24, 2020. The Debtors shall lodge a scheduling order.

Ruling for May 26, 2020: Amended plan and supporting evidence must be filed by 7/17/20. Continued to 8/12/20 at 1:30 p.m.

### **Party Information**

### **Debtor(s):**

Rosalinda Del Socorro Mendoza Represented By

Lionel E Giron Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

**Joint Debtor(s):** 

Jose Padilla Saldivar Represented By

Lionel E Giron

Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:20-12146 Brian Anthony Veskosky

Chapter 11

#8.00 Confirmation hearing and status conference re

3rd amended chapter 11 plan subchapter V

Docket 86

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#9.00 Status conference re chapter 11 plan confirmation

fr. 4/2/21; 5/11/21, 5/28/21

Docket 49

### **Tentative Ruling:**

Ruling for May 28, 2021: Revised plan to be filed and served by 6/4/21. 7/2/21 deadline to receive ballots and objections to confirmation. 7/13/21 is the deadline to file and serve a confirmation brief and evidence in support of confirmation. Plan confirmation hearing is 7/27/21 at 1:30 p.m.

#### Ruling for April 2, 2021:

Tentative adopted. If Debtor needs more time it can file a brief motion to extend the deadlines below.

Tentative Ruling for April 2, 2021: The Court has reviewed the Debtor's subchapter V plan (the "Plan"). The Court notes the following facial infirmities in the Plan which make it inappropriate to permit solicitation and set a confirmation hearing at this time. The Court will permit the Debtor to file an amended plan that addresses these issues no later than April 27, 2021 and continue the plan status conference to May 11, 2021 at 1:30 p.m. At the continued status conference, if the Court is persuaded that these issues have been adequately addressed, the Court will set a date for a plan confirmation hearing, as well as solicitation and briefing deadlines.

1. <u>Liquidation Analysis</u>. The liquidation analysis in section I.C is cursory, incomplete and unacceptable. A liquidation analysis needs to account for all of the debtor's property and estimate the amount that would be yielded for each of those assets if liquidated in a hypothetical chapter 7.

The brief discussion here acknowledges that the Debtor has equity interests in various businesses but makes no attempt to value those interests if they were liquidated by a chapter 7 trustee. In a single sentence, this section mentions a property and something about costs of sale, but to someone other than a bankruptcy lawyer this

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

### **CONT...** Brian Anthony Veskosky

Chapter 11

sentence is unintelligible. Further, no other information is given about the Debtor's other tangible and intangible property interests. This is not an adequate liquidation analysis.

The liquidation analysis should illustrate the "waterfall" of distribution in a hypothetical chapter 7 case. This is most effectively done in an exhibit (i.e., a detailed chart), together with detailed explanatory text. No such exhibit was provided, even though it is clearly contemplated by Official Form 425A. Moreover, the text explains very little.

The Debtor must amend the Plan to include a real liquidation analysis. The analysis should, at a minimum, account for all of the Debtor's assets, identify estimated liquidation values and the basis for those values for each asset or category of assets, identify each of the secured creditors and the amounts of their claims, estimate all administrative expenses in a chapter 7 liquidation of the estate, estimate the amount of priority unsecured claims, estimate the amount of unsecured claims, and show the "math."

- 2. <u>Class 1 Priority Tax Claim</u>: In Article 2, dealing with "Classification of Claims and Interests," the Plan states that Class 1 priority claims will be paid within 24 months of the effective date under the Plan. In Article 3, dealing with "Treatment of Claims and Interests," the Plan states that Class 1 priority claims will be paid in full on the Effective Date. The Debtor must fix this inconsistency. The Court notes that Article 2 should not contain any treatment information in any event, as that section should only address classification.
- 3. Franchise Tax Board, Proof of Claim #1: The FTB filed a proof of claim on December 11, 2020. The claim is listed as secured in the amount of \$32,407.69. Upon the filing of the claim, it was deemed allowed. 11 U.S.C. § 502(a). The Plan, however, fails to address this claim in any way. Was it simply an oversight? Does the Debtor intend to object to the claim and obtain an adjudication prior to confirmation? If not, how does the plan propose to deal with it? These issues must be clarified.
- 4. <u>Class 2 Secured Claims</u>. These subsections are ambiguous. Are you purporting to describe the existing terms of these secured claims? Or the modified

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Brian Anthony Veskosky

Chapter 11

terms of these claims, following treatment under the plan? This must be clarified.

- 5. <u>Class 3</u>. The Debtor contends there are just two allowed claims in Class 3. The Plan should specifically identify the holders of these claims by name and the amounts at which those claims are allowed. The Court notes that the Debtor has scheduled a series of disputed claims in very significant amounts. Although claims that are scheduled as disputed in a chapter 11 case are not deemed allowed, see 11 U.S.C. § 1111(a), the Court believes that the additional specificity is warranted—so it is absolutely clear which unsecured creditors the plan is proposing to pay.
- 6. <u>Class 3 Impairment?</u> The Plan fails to state whether Class 3 is impaired. It appears from the Plan that the class *is* impaired and should be designated accordingly.
- 7. <u>Voting Classes.</u> Subject to the foregoing, the Plan generally identifies which classes are impaired but fails to identify which classes are entitled to vote.
- 8. <u>Executory Contract/Unexpired Lease.</u> The Plan asserts that the Debtor has no executory contracts or unexpired leases. The Debtor, however, identifies a vehicle lease in his Schedule G, the Schedule of Executory Contracts and Unexpired Leases. Why the discrepancy? Either the Plan or Schedule G must be amended.
- 9. <u>Effective Date Funding Requirements.</u> The Plan should—but does not—identify the amount of cash necessary to satisfy all claims that will be due on the occurrence of the effective date of the Plan. The Court believes this is an important element of the Plan. In connection with confirmation, and satisfying his burden with respect to feasibility, the Debtor will have to show that the funds are available to satisfy this amount.
- 10. Administrative Expense Claims. The text of section 3.01 is nonsensical. It says that there are no unclassified administrative expense claims. In the next section, section 3.02, the Plan states that there *are* unclassified administrative expense claims, i.e., administrative expenses of the Sub V trustee. Why did the Debtor deviate here from the text of Official Form 425A with respect to section 3.01? What was the Debtor trying to achieve? Section 3.01 is inconsistent with section 3.02 (and common sense) and should be corrected.

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Brian Anthony Veskosky

Chapter 11

Further, Section 3.02 is infirm on its face for multiple reasons. First, it provides no *treatment* for any administrative expense claim. Treatment must be specified. Second, it identifies no administrative expense claims other than the Sub V trustee. This is not plausible. What about counsel? Is counsel working for free? What about administrative tax claims and other obligations that arose in the ordinary course of the Debtor's affairs during the case? Third, it is inadequate to say the Sub V fees are not known. The Debtor should endeavor to get an estimate from the Sub V trustee and the Sub V trustee should accommodate such a request.

- 11. <u>180 Day Income and Expense Projections</u>. These projections are potentially confusing to creditors because they do not clearly reflect all payments that will be due under the plan and do not clearly show whether the Debtor is able to meet those obligations. There are references to payments on a first, second and third deed of trust. To which classes under the Plan do these payments correspond? Where are the payments on administrative expenses and priority tax claims? Where are the payments to the holders of unsecured claims? Presumably some of these payments will be on the effective date of the plan and some over time—that needs to be shown.
- 12. <u>Provisions on Default.</u> Article 10 of the Plan states that if the Debtor does not make all required plan payment, the plan's default provisions will control. Those provisions, at least as described in section 10.01, are incomplete. They propose a process for noticing a default but say nothing of the consequences of a failure to cure. What is the point of having default procedures if they don't say what happens?

#### **Party Information**

**Debtor(s):** 

Brian Anthony Veskosky

Represented By Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR)

Pro Se

7/27/2021 9:22:16 AM

Page 15 of 41

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

**CONT...** Brian Anthony Veskosky

**Chapter 11** 

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-12146 Brian Anthony Veskosky

Chapter 11

#10.00 Status conference re chapter 11 subchapter V voluntary petition individual

fr. 1/19/21, 2/3/21, 3/23/21; 4/2/21; 5/11/21, 5/28/21

Docket 1

\*\*\* VACATED \*\*\* REASON: Off-calendar as confirmation hearing is set on this calendar as matter #8.

#### **Tentative Ruling:**

Ruling for May 28, 2021: Continued to 7/27/21 at 1:30 p.m. Status report is not required.

#### Ruling for April 2, 2021:

Continued to May 11, 2021 at 1:30 p.m.

#### Ruling for February 3, 2021:

Debtor to file the projections omitted from the status report by February 5, 2021. Status conference is continued to March 23, 2021 at 1:30 p.m.

#### **Party Information**

**Debtor(s):** 

Brian Anthony Veskosky Represented By

Michael R Totaro

**Trustee(s):** 

Susan K Seflin (TR) Pro Se

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#10.10 Show cause re: second order to show cause why this case should not be dismissed.

Docket 1

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

#### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-12110 Queen City Rehabs and Renovations LLC

Chapter 11

#11.00 Status conference re chapter 11 voluntary petition non-individual

fr. 2/3/21. 4/13/21; 4/28/21, 5/28/21

Docket 1

## **Tentative Ruling:**

## Ruling for May 28, 2021

Continued to July 27, 2021 at 1:30 p.m. The Court will issue an OSC to convert or dismiss.

#### **Ruling for February 3, 2021:**

Bar Date is March 31, 2021. Bar Date Notice to be be served by February 17, 2021. The deadline to file a plan and disclosure statement in docket no. 1 is vacated. The new deadline is April 30, 2021. Debtor to lodge a scheduling order. Status conference continued to April 13, 2021 at 1:30 p.m. An updated status report is due by April 6, 2021.

## **Party Information**

#### **Debtor(s):**

Queen City Rehabs and Renovations

Represented By
Roseann Frazee

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#12.00 Confirmation hearing re chapter 11 small business plan

subchapter V voluntary petition individual

fr. 2/3/21(stip), 4/13/21, 6/15/21

Docket 151

\*\*\* VACATED \*\*\* REASON: Case converted to chapter 7 on 6/29/21.

**Tentative Ruling:** 

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Jay B. Reznick Represented By

James R Selth Daniel J Weintraub Crystle Jane Lindsey

**Trustee(s):** 

Gregory Kent Jones (TR) Pro Se

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:20-10905 Jay B. Reznick

Chapter 11

#13.00 Status conference re chapter 11 subchapter V voluntary petition individual

fr. 6/30/20, 9/2/20, 9/14/20; 11/10/20, 12/9/20; 2/3/21(stip), 4/13/21, 6/15/21

Docket 1
\*\*\* VACATED \*\*\* REASON: Case converted to chapter 7 on 6/29/21.

#### **Tentative Ruling:**

Ruling for December 9, 2020: Continued to 2/3/21 at 1:30 p.m. Debtor should lodge an order setting forth the confirmation schedule.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. No later than 11/4/20, Debtor should file a proposed timeline for holding confirmation hearing, as well as additional deadlines. All other interested parties can respond by 11/9/20. Debtor should file and serve a notice of continued status conference with those dates. It should be served on the trustee, UST, 20 largest, and secured creditors.

## Ruling for June 30, 2020

Continued to September 2, 2020 at 1:30 p.m. Debtor to file and serve a notice of continued status conference. Debtor to file and serve an updated status report by August 28, 2020.

#### **Party Information**

#### **Debtor(s):**

Jay B. Reznick

Represented By James R Selth Daniel J Weintraub

7/27/2021 9:22:16 AM

Page 21 of 41

Tuesday, July 27, 2021 Hearing Room 303

<u>1:30 PM</u>

CONT... Jay B. Reznick Chapter 11

Crystle Jane Lindsey

Trustee(s):

Gregory Kent Jones (TR) Pro Se

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

1:19-11192 Anait Akopyan

Chapter 11

#14.00 Application for compensation fourth interim for

Michael Jay Berger, period: 9/1/2020 to 5/31/2021,

fee: \$15,847.00, expenses: \$290.04.

Docket 223

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

## **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## 1:19-11192 **Anait Akopyan**

Chapter 11

#15.00

Debtor's third amended disclosure statement describing second amended chapter 11 plan of reorganization: # 2 Exhibit Exhibits A - E # 3 Exhibit Exhibits :F- H; # 4 Exhibit Exhibits I - K; # 5 Exhibit Exhibits L - M; # 6 Exhibit Exhibits

fr. 4/6/21, 5/11/21, 5/18/21, 5/28/21, 6/15/21

Docket 231

## **Tentative Ruling:**

#### Ruling for June 15, 2021

Continued to July 27, 2021 at 1:30 p.m. 3d Amended Disclosure Statement and Plan to be filed and served by July 2, 2021. Objections due by July 16, 2021.

#### **Tentative Ruling for May 28, 2021**

The Court has reviewed the Debtor's Second Amended Disclosure Statement ("SADS," case dkt. 210) and the exhibits thereto. The hearing is continued to **June 15, 2021 at 2:30 p.m.** The Debtor shall be prepared to address the following:

Issues regarding Title to the Catalina Property and the Kingswell Property

Debtor states she "holds title with her non-filing deceased spouse (passed away in January 2020) (67%) and with her son, Vartan Akopyan (33%)" to the Catalina Property and the Kingswell Property. SADS at 10:26-11-5. As a threshold matter, Debtor needs to disclose the name of her deceased spouse. Debtor also needs to disclose in the body of the disclosure statement the date on which her son, Vartan Akopyan ("Vartan") became a co-owner of each property and whether title is held as joint tenants or tenants in common. Exhibit M to the SADS is an appraisal of the Catalina Property which includes within the written appraisal a recorded *Judgment After Trial* entered on October 9, 2018 (the "Catalina Judgment") by the LASC in an action styled as *Deutsche Bank National Trust, etc. v. Anait Akopyan and Sogomon Akopyan, husband and wife; Vardan Akopyan, et al.*, case number BC648828 (the "LASC Deutsche Bank Action"). Case Dkt. 210-4 at 68-73. The Catalina Judgment states, in pertinent part:

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

# **CONT...** Anait Akopyan

Chapter 11

6. Defendants Anait Akopyan, Sogomon Akopyan and Vartan Akopyan hold fee simple title to the Real Property as Joint Tenants, under a Grant Deed recorded November 15, 2011.

*Id.* at 72. These details regarding when Vartan was added to the title to the Catalina Property need to be disclosed in the body of the disclosure statement.

The date on which Vartan became a co-owner of the Kingswell Property and any prior adjudications regarding Debtor's ownership of the Kingswell Property need to be disclosed in the body of the disclosure statement.

## Issues regarding the Liens Encumbering the Kingswell Property

The SADS only discloses four liens encumbering the Kingswell Property but the documents attached collectively as Exhibit K disclose nine liens:

Liens Encumbering the Kingswell Property per SADS at 13		Liens Encumbering the Kingswell Property per Exhibit K to the SADS			
PRIORITY	RECORDATION DATE	LIENHOLDER & AMOUNT	PRIORITY	RECORDATION DATE	LIENHOLDER & AMOUNT
1 <sup>st</sup>	DOT	Mr Cooper \$1,145,162	1 <sup>st</sup>	8/31/2006 DOT POC#3 at 25.	Mr Cooper / Nationstar \$1,145,162
2d	DOT	Real Time Resolutions \$456,165.68	2d	8/31/2006 @ 8:00 a.m. DOT (expressly subordinated ) POC#7	Real Time Resolutions \$456,165.68

# United States Bankruptcy Court Central District of California San Fernando Valley

# Judge Martin R. Barash, Presiding Courtroom 303 Calendar

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

CONT... Anait Akopyan Chapter 11

			3d	6/25/2010 judgment lien SADS, Exh. K, case dkt. 210-3 at 16-18.	JPMorgan Chase \$887,969
3d	"lien"	Apex Equity Holdings \$15,000	4th	3/1/11 DOT SADS, Exh. K, case dkt. 210-3 at 53-57.	Apex Equity Holdings \$15,000
			5 <sup>th</sup>	3/1/12 judgment lien SADS, Exh. K, case dkt. 210-3 at 20-29.	Pondella \$102,745.72
			6 <sup>th</sup>	12/20/12 Judgment lien SADS, Exh. K, case dkt. 210-3 at 31-34.	AmEx \$47,591.64
			7 <sup>th</sup>	12/26/12 Judgment lien SADS, Exh. K, case dkt. 210-3 at 36-39.	Citibank \$4,067.66

# United States Bankruptcy Court Central District of California San Fernando Valley

Judge Martin R. Barash, Presiding Courtroom 303 Calendar

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

CONT... Anait Akopyan Chapter 11

··· Imax imopy ···					
			8 <sup>th</sup>	5/19/14	Olympia
				judgment	Financial
				lien	\$38,803.90
				SADS, Exh.	POC#4
				K, case dkt.	
				210-3 at	
				41-44.	
4 <sup>th</sup>	tax lien	FTB	9 <sup>th</sup>	4/10/17 FTB	FTB
		\$19,925.65		tax lien re:	\$19,925.65
				Karapet	
				Emboyan	
				SADS, Exh.	
				K, case dkt.	
				210-3 at	
				59-60	

The body of the disclosure statement needs to disclose all of the liens encumbering the Kingswell Property. The plan needs to provide a separate class for each lien encumbering the Kingswell Property.

#### Issues regarding Specific Liens: 6/25/10 Judgment Lien of JPMorgan Chase

- 1. The 6/25/10 abstract of judgment in favor of JPMorgan Chase recorded in Los Angeles County created a judgment lien that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, JPMorgan Chase's judgment lien attached to both the Catalina Property and the Kingswell Property. The SADS only lists this as a judgment lien against the Catalina Property and does not explain or address why the judgment lien is not also attached to the Kingswell Property.
- 2. The Second Amended Plan ("SAP") does not include a separate class for the JPMorgan Chase judgment lien encumbering the Kingswell Property.
- 3. The SADS states that Vartan is "not a co-obligor on the judgment liens" other

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

<u>1:30 PM</u>

## **CONT...** Anait Akopyan

Chapter 11

than the Pondella judgment lien, and therefore the judgment liens only attach to the Debtor's 67% interest. SADS at 16:10-18. The 6/25/10 JPMorgan Chase judgment lien predates the addition of Vartan to the title of the Catalina Property on 11/15/11. Depending upon when Vartan was added to the title of the Kingswell Property, this judgment lien may also predate Vartan's interest in Kingswell. It appears that only the Debtor was on title to the Catalina Property on 6/25/10. Therefore, the judgment lien attached to the Debtor's 100% interest in the Catalina Property. Cal. Civ. Proc. § 697.340(a). The joint tenancy interests conveyed by the Debtor to Sogomon and Vartan in 2011 were encumbered by the senior JPMorgan Chase judgment lien. Cal. Civ. Proc. § 697.390(a). The SADS, however, suggests that Vartan's 33% interest in the Catalina Property is not encumbered by the JPMorgan Chase judgment lien merely because he was not a defendant to the action in which judgment was entered against the Debtor. SADS at 11:17-18, 16:10-18, 31:26-32:12. This is contrary to the express language of Cal. Civ. Proc. § 697.390(a) ("If an interest in real property that is subject to a judgment lien is transferred or encumbered without satisfying or extinguishing the judgment lien: (a) The interest transferred or encumbered remains subject to a judgment lien created pursuant to Section 697.310 in the same amount as if the interest had not been transferred or encumbered").

4. The SAP states the Class 1(C) judgment lien of JPMorgan Chase will be stripped of the Catalina Property upon completion of payments under the SAP. SAP at 11. As previously discussed at prior disclosure statement hearings, a plan which purports to strip a lien off of property which is not property of the estate (e.g., Vartan's 33% interest in the Catalina Property) is patently unconfirmable.

#### Issues regarding Specific Liens: 3/1/12 Judgment Lien of Dan Pondella

1. The 3/1/12 abstract of judgment recorded in Los Angeles County created a judgment lien that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, Pondella's judgment lien attached to both

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

the Catalina Property and the Kingswell Property. The SADS only lists this as a judgment lien against the Catalina Property and does not explain or address why the judgment lien is not also attached to the Kingswell Property.

- 2. The SAP does not include a separate class for the Pondella judgment lien encumbering the Kingswell Property.
- 3. The SAP states the following regarding the Class 1(D) judgment lien of Pondella:

"Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded . . . and Dan Pondella's judgment lien shall be null and void and such lien shall not act as an encumbrance *on the Property*"

SAP at 12:7-12. The SADS discloses that Vartan, a co-judgment debtor, caused Pondella to record a satisfaction of judgment as to Vartan's 33% interest in the Catalina Property, thereby permitting the Debtor to strip the Pondella judgment lien on her interest in the Catalina Property. The language in the SAP needs to state "... such lien shall not act as an encumbrance on the Debtor's 67% interest in the Property" to clarify that confirmation of a plan does not strip any liens off of Vartan's 33% interest.

Additionally, what does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to Pondella. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

# Issues regarding Specific Liens: 8/8/16 DOT in favor of Jesus Landeros on the Catalina Property

The SAP states the following regarding the Class 1(H) deed of trust of Jesus Landeros:

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

#### **CONT...** Anait Akopyan

Chapter 11

"Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded . . . and Jesus Landeros' lien shall be null and void and such lien shall not act as an encumbrance *on the Property*"

SAP at 14:27-15:5. The language in the SAP needs to state "... such lien shall not act as an encumbrance *on the Debtor's 67% interest in the Property*" to clarify that confirmation of a plan does not strip any liens off of Vartan's 33% interest.

Additionally, what does "upon completion of the payments under the Second Amended Plan" mean? The SAP does not provide for any payments to Landeros. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

# Issues regarding Specific Liens: 3/1/11 DOT in favor of Apex Equity Holdings on the Kingswell Property

- 1. The SADS asserts the Apex Equity Holdings DOT (the "Apex DOT") is "Disputed by Debtor." SADS at 15:22. What does this language mean? The Debtor did not list this debt as disputed on Schedule D. Case Dkt. 15 at 15.
- 2. The SADS asserts the Apex DOT recorded on 3/1/11 encumbers only the Debtor's 67% interest in the Kingswell Property. SADS at 15:23. The Debtor offers no explanation or analysis for why the Apex DOT does not encumber the entire fee. As noted above, the SADS fails to disclose when the Debtor conveyed a 33% joint tenancy interest in the Kingswell Property to Vartan. Unless Vartan was a joint tenant on 3/1/11 when the Apex DOT was recorded, the Apex DOT encumbers the entire fee, not just the Debtor's 67% interest. The Court notes that in a related adversary proceeding, 1:19-ap-01099-MB, plaintiff Novastar LLC alleged that Vartan became a joint tenant on the title to the Kingswell Property in October 2011. If Vartan was not added to the title until October 2011, the SADS cannot state (without any explanation) that the Apex DOT only encumbers the Debtor's 67% interest.
- 3. The SAP states the Class 1(K) Apex DOT will be stripped off the Kingswell

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

Property upon completion of payments under the SAP. SAP at 17-18. If the Apex DOT attached to the Kingswell Property before Vartan was added to the title, the Apex DOT encumbers Vartan's 33% interest and the SAP purports to strip the DOT off of Vartan's interest. As previously discussed at prior disclosure statement hearings, a plan which purports to strip a lien off of property which is not property of the estate is patently unconfirmable.

# Issues regarding Specific Liens: Judgment Liens of American Express, Citibank and Olympia Financial

- 1. As noted above, the SADS fails to list the 12/20/12 judgment lien of American Express (the "AmEx Lien"), the 12/26/12 judgment lien of Citibank (the "Citibank Lien") or the 5/19/14 judgment lien of Olympia Financial (the "Olympia Lien") as liens encumbering the Kingswell Property. These abstracts of judgment recorded in Los Angeles County created judgment liens that attached to all of the Debtor's real property interests located in Los Angeles County. See Cal. Civ. Proc. § 697.340(a) ("A judgment lien on real property attaches to all interests in real property in the county where the lien is created (whether present or future, vested or contingent, legal or equitable) . . . "). Upon recordation, the AmEx Lien, the Citibank Lien and the Olympia Lien attached to both the Catalina Property and the Kingswell Property.
- 2. The SAP needs to include separate classes for the AmEx Lien, the Citibank Lien and the Olympia Lien on the Kingswell Property.
- 3. The SAP provides treatment for the AmEx Lien, the Citibank Lien and the Olympia Lien encumbering the Catalina Property in Classes 1(E), 1(F) and 1(G) and in each instance the judgment lien is stripped off:

Upon completion of the payments under the Second Amended Plan, a certified copy of the Final Decree may be recorded by the Debtor . . . . and [AmEx / Citibank / Olympia's] judgment lien shall be null and void and such lien shall no longer act as an encumbrance on the Property at the time of recordation.

SAP at 12-14. What does "upon completion of the payments under the

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

#### **CONT...** Anait Akopyan

Chapter 11

Second Amended Plan" mean? The SAP does not provide for any payments to AmEx or Citibank or Olympia. The SAP is a 60-month plan. Does this mean after the Debtor completes 60 months of payments to Secured Class 1(A) (Deutsche Bank), Secured Class 1(B) (Real Time Resolutions) and Secured Class 1(I) (Deutsche Bank)?

#### Issues regarding Specific Liens: FTB Tax Lien re: Kingswell

The SADS states the Kingswell Property is encumbered by a tax lien in favor of the FTB "against another individual by name Karapet Emboyan." SADS at 15. The recorded tax lien states that it "attaches to all property and rights to such property now owned or later acquired by the taxpayer" and identifies the taxpayer as Karapet Emboyan. Exh. K to the SADS, dkt. 210-3 at 60. The SADS fails to explain who Karapet Emboyan is or why the Debtor believes FTB tax lien attached to the SADS encumbers the Kingswell Property. The Novastar settlement agreement attached to the SADS at exhibit F suggests Emboyan was on title to the Kingswell Property at some point in time. The SADS needs to disclose enough facts to explain why the Debtor's plan includes provisions to strip off a tax lien that only attaches to property of Emboyan, who is not a debtor.

# Issues regarding the valuation of the Catalina Property and the Kingswell Property

The SAP proposes to strip 13-14 liens off of the two properties at confirmation pursuant to  $\S$  506 of the Bankruptcy Code based on the Debtor's assertion there is insufficient equity in each property for the liens to be fully secured. At confirmation the Debtor will have to present admissible evidence of the value of each property at confirmation. The appraisals attached to the SADS at exhibits L and M value the properties as of July 2020 and therefore are stale. The SADS currently states:

The Catalina Rental has a scheduled value of approximately \$2,200,000 as of the plan confirmation date

SADS at 11:5-6.

The Kingswell Rental has a scheduled value of \$1,100,000 as of the plan confirmation date.

SADS at 13:4-5.

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

The SADS needs to clarify that these valuations are as of 7/22/20 and 7/25/20, respectively, and are not valuations "as of confirmation."

The SADS Needs to Correctly Identify the Classes Entitled to Vote for the SAP The SADS incorrectly suggests that any member of an impaired class is entitled to vote:

#### WHO MAY VOTE OR OBJECT

\* \* \*

ii. Who May Vote to Accept or Reject the Second Amended Plan

A creditor or interest holder has a right to vote for or against the Second Amended Plan if that creditor or interest holder has a claim which is both (1) allowed or allowed for voting purposes and (2) classified as an impaired class.

SADS at 43:17-20.

The SADS also incorrectly identifies the classes entitled to vote on the SAP:

... holders of Class 1(A), Class 1(B), Class 1(C), Class 1(D), 1(E), 1(F), 1(G), 1(H), 1(I), 1(J), 1(K), 1(L) and Class 2 are impaired that the holders of claims in these class [sic] are entitled to vote to accept or reject the Second Amended Plan.

SADS at 44:21-23.

The SAP provides that the only classes receiving anything under the SAP are: Secured Class 1(A) (Deutsche Bank / Mr. Cooper re Catalina Property), Secured Class 1(B) (Real Time Resolutions re Catalina Property); and Secured Class 1(I) (Deutsche Bank / Mr. Cooper re Kingswell Property).

None of the other classes receive payments or any other distributions under the SAP. Because Classes 1(C), 1(D), 1(E), 1(F), 1(G), 1(H), 1(K), 1(L) and 2 do not receive anything under the Plan, they are deemed not to have accepted the Plan by operation of Bankruptcy Code § 1126(g). Because they are deemed not to have accepted the

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

SAP by operation of law, they are not entitled to vote. *In re Maremont Corp.*, 601 B.R. 1, 86 (Bankr. D. Del. 2019) ("Claims in Class 6... and Interests in Class 7 are Impaired and Holders of such Claims and Interests are deemed to have rejected the Plan pursuant to section 1126(g) of the Bankruptcy Code and are not entitled to vote to accept or reject the Plan").

The SADS needs to identify only Classes 1(A), 1(B) and 1(I) as the classes entitled to vote and needs to state that Classes 1(C), 1(D), 1(E), 1(F), 1(G), 1(H), 1(K), 1(L) and 2 are deemed to reject the SAP.

## **Absolute Priority Rule Issues**

1. As a threshold matter, the disclosure statement does not need to include legal arguments or cite legal authorities. However, if the Debtor chooses to include such legal authorities, the description must accurately represent the issues addressed by those authorities. The SADS asserts that Todeschi v. Juarez (In re Juarez), 603 B.R. 610 (B.A.P. 9th Cir. 2019) addresses "whether the 'absolute priority rule' permits an individual debtor in a chapter 11 case to retain exempt property without making a commensurate 'new value' contribution." SADS at 47:18-21. In *Juarez*, the debtor made a new value contribution of \$15,000; Juarez, therefore, is not a case addressing whether an individual debtor can violate the absolute priority rule without making a new value contribution. It is also far from clear that *Juarez* is applicable to the Debtor's SAP. Under the SAP, unlike the debtor in *Juarez*, the Debtor does not make a new value contribution. In Juarez, the debtor made payments to a class of general unsecured creditors over five years. Under the SAP, the Debtor makes no payments to Class 2 (General Unsecured Creditors). Additionally, under the SAP the Debtor retains her 67% ownership in the Catalina Property and the Kingswell Property, neither of which are exempt properties. Under the SAP the Debtor retains her rights to the rental income generated by the properties (\$19,089 / month combined gross rent, which totals \$1,145,340 over the 5-year term of the SAP). Debtor did not claim an exemption in any of the income to be generated by the properties (which is property of the estate pursuant to § 541(a)(6) ("... rents... from property of the estate . . . ")) and only claimed an exemption of \$10,000 in Kingswell Section 8 rent which accrued prepetition. Schedule C, case dkt. 15 at 13. Because the Debtor would retain prepetition nonexempt, property of the estate, to the extent Juarez addresses (at least in part) the ability of a chapter 11

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Anait Akopyan

Chapter 11

debtor to retain exempt property, *Juarez* may not be as applicable to the Debtor's SAP as the SADS suggests.

The SADS asserts "Debtor has no unexempt equity in her Rental Properties" and "Debtor does not have any unexempt assets" SADS at 48:7-9. As noted above, the Debtor has not asserted any exemption in either the Catalina Property or the Kingswell Property or their rents. These statements need to be deleted.

## Post-Re-Vesting Automatic Stay Issue

The SAP provides that after property of the estate revests in the Debtor, "[t]he automatic stay will be re-imposed upon the re-vested property." SAP at 24:27-25:1. At confirmation the Debtor will need to address the appropriateness of the stay continuing post confirmation despite § 362(c)(1) of the Bankruptcy Code, which provides for its termination, and also address when the stay will be lifted.

#### **Ruling for May 18, 2021:**

Continued to 5/28/21 at 1:30 p.m.

#### **Ruling for May 11, 2021:**

Continued to 5/18/21 at 10:00 a.m.

#### Ruling for April 6, 2021:

Continued to 5/5/21 @ 1:30. By 4/27/21, Dtr to file a 2d amended disclosure statement and plan, with blacklines, and notice of the continued hearing to all creditors. Objections due by 5/4/21.

#### **Party Information**

## **Debtor(s):**

Anait Akopyan

Represented By Michael Jay Berger

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-11192 **Anait Akopyan** 

Chapter 11

#16.00 Status conference re chapter 11 voluntary petition

fr. 6/25/19; 9/25/19, 12/11/19, 3/17/20, 5/26/20, 8/12/20; 8/17/20, 9/14/20. 11/10/20, 1/19/21, 2/3/21, 3/23/21, 4/6/21, 5/11/21, 5/18/21, 5/28/21, 6/15/21

Docket 1

## **Tentative Ruling:**

#### Ruling for June 15, 2021

Continued to July 27, 2021 at 1:30 p.m. No new status report is required.

#### Ruling for May 28, 2021

The status conference is continued to **June 15, 2021 at 2:30 p.m.** No new status report is required.

## Ruling for May 18, 2021:

Continued to 5/28/21 at 1:30 p.m.

## **Ruling for May 11, 2021:**

Continued to 5/18/21 @ 10:00 a.m. No new status report is required.

#### Ruling for April 6, 2021:

Continued to 5/11/21 @ 1:30. No new status report is required.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Amended Plan and Disclosure Statement to be filed by March 2, 2021. Objections due by March 16, 2021. Provided the amended Plan and Disclosure Statement are filed, no new status report is required.

**Ruling for November 10, 2020:** Continued to 1/19/21 at 1:30 p.m. Debtor may use this date for a disclosure statement hearing if notice and service is proper.

Ruling for 9/14/20: Continued to 11/10/20 at 1:30 p.m. Debtor should file and serve

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

# **CONT...** Anait Akopyan

Chapter 11

notice of continuance. No updated status report needed.

<u>Ruling for May 26, 2020:</u> Continued to 8/12/20 at1:30 p.m. Debtor to file and serve notice of continued status conference. No new status report needed.

#### Ruling for March 17, 2020

Appearances waived. Continued to May 26, 2020 at 1:30 p.m.

<u>Tentative Ruling for September 25, 2019</u>: Continued to December 11, 2019 at 1:30 p.m. Debtor shall file an updated status report two weeks prior to the continued status conference. Appearances waived.

<u>Ruling for 6/25/19:</u> Bar date is 8/30/19. Debtor to lodge bar date order which requires the bar date notice to be in the mail by 7/2/19. Deadline for plan and disclosure statement filing is 1/31/20. Continued to 9/25/19 at 1:30 p.m. Debtor must file an updated status report by 9/11/19.

#### **Party Information**

#### **Debtor(s):**

Anait Akopyan

Represented By
Michael Jay Berger

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10066 Robert James Roon, II

Chapter 11

#17.00 Debtor's first amended disclosure statement

fr. 2/3/21, 4/13/21, 6/15/21, 7/21/21

Docket 155

\*\*\* VACATED \*\*\* REASON: Order approving stip entered 7/14/21. Hearing Continued to 9/22/21 at 1:30 PM. [Doc.#183]

## **Tentative Ruling:**

#### Ruling for June 15, 2021

Continued to 7/27/21 @ 1:30 p.m.

The deadline for objections to the disclosure statement filed on 6/15/21 is 7/13/21. The Debtor's reply is due 7/23/21.

Ruling for April 13, 2021: Continued to 6/15/21 at 1:30 p.m. 5/18/21 is the deadline to file 2nd amended plan and disclosure statement. 5/25/21 is the deadline to object.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m.

Debtor to file and serve an amended disclosure statement and plan, with redlines, by March 2, 2021. Debtor to also file a notice of continued hearing and that any objections are due by March 15, 2021.

## **Party Information**

## **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

1:19-10066 Robert James Roon, II

Chapter 11

#18.00 Chapter 11 scheduling and case management conference

fr. 3/5/19; 4/30/19; 5/28/19, 8/14/19; 9/11/19, 12/11/19, 2/5/20, 3/17/20, 4/1/20; 5/13/20; 6/30/20, 10/1/20, 11/20/20, 12/9/20, 2/3/21, 4/13/21, 6/15/21, 7/21/21

Docket 1
\*\*\* VACATED \*\*\* REASON: continued to 9/22/21 at 1:30 p.m.

## **Tentative Ruling:**

### Ruling for June 15, 2021

Continued to 7/27/21 @ 1:30 p.m. The Court will issue an OSC re conversion or dismissal and set the hearing on that OSC for 7/27/21.

**Ruling for April 13, 2021:** Continued to 6/15/21 at 1:30 p.m.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m.

Ruling for December 9, 2020: A hearing on the disclosure statement is set for 2/3/21 at 1:30 p.m. Debtor must file and serve a notice of disclosure statement hearing no later than 12/14/20. The notice of the hearing must identify the docket numbers of the disclosure statement. The notice should also provide that objections are due no later than 1/20/21. The status conference is continued to 2/3/21 at 1:30 p.m. Updated status report is not required. Debtor must lodge a scheduling order.

**Ruling for November 20, 2020:** Continued to 12/9/20 at 1:30 p.m.

#### **Ruling for 10/1/20:**

Continued to November 20, 2020 at 1:30 p.m. The Court will issue an OSC re dismissal.

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

**CONT...** Robert James Roon, II

Chapter 11

#### Ruling for June 30, 2020

Continued to October 1, 2020 at 1:30 p.m. No new status report is required. The deadline for the Debtor to file a disclosure statement and plan is September 1, 2020.

**Ruling for April 1, 2020:** Continued to 5/13/20 at 1:30 p.m.

#### **April 1, 2020**

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (888-882-6878). Additional details are available by visiting their website: https://courtcall.com.

**Ruling for February 5, 2020:** Continued to 3/17/20 at 1:30 p.m. Court will issue an OSC re why this case should not be dismissed.

#### Ruling for December 11, 2019

Continued to February 5, 2020 at 1:30 p.m. The status report must be filed and served on January 22, 2020. The Court sanctions counsel \$150 for failing to file and serve a chapter 11 status report.

**Ruling for 9/11/19:** Debtor must lodge a scheduling order and continue s/c to 12/11/19 at 1:30 p.m. Debtor must file his plan and disclosure statement by 10/30/19 and may use 12/11/19 as the hearing on his disclosure statement.

#### Ruling for August 14, 2019:

**Tuesday, July 27, 2021** 

**Hearing Room** 

303

1:30 PM

## **CONT...** Robert James Roon, II

Chapter 11

Continued to September 11, 2019 at 1:30 p.m.

#### **Ruling for May 28, 2019:**

Debtor shall file and serve a FRBP 9019 motion re: the two cash collateral stipulations. Debtor shall file a FRBP 2015.3 financial report re: Global Moto Outlet, Inc.

Continued to August 14, 2019 at 1:30 p.m. Debtor to file an updated status report on July 31, 2019 addressing a timeline for a plan and disclosure statement.

Ruling for 4/30/19: Bar date amended to 6/28/19. Bar date notice to be served by 5/3/19. File and serve notice of continued status conference by 5/3/19. File amended status report with attached deed of trust no later than 5/10/19. If not done, the Court will dismiss the case. Continued to 5/28/19 at 1:30 p.m.

#### Ruling for March 5, 2019

The general bar date is May 10, 2019. Debtor to serve the bar date notice by March 15, 2019. Continued to April 30, 2019 at 1:30 p.m. Updated status report to be filed by April 16, 2019. Debtor to file and serve notice of the continued status conference.

#### **Party Information**

#### **Debtor(s):**

Robert James Roon II

Represented By R Grace Rodriguez

Wednesday, July 28, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

# #0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1614455889

**ZoomGov meeting number:** 161 445 5889

**Password:** 838696

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

### **Tentative Ruling:**

- NONE LISTED -

Wednesday, July 28, 2021

**Hearing Room** 

201

10:00 AM

9:21-10613 Kelop Gerome May and Raven Renecia Janay May

Chapter 7

#1.00 HearingRE: [13] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Dodge Durango, VIN: 1C4RDHDG0FC689563. (Ith, Sheryl)

Docket 13

#### **Tentative Ruling:**

- NONE LISTED -

Party	Inform	nation
1 al tv	IIIIVII	паиоп

**Debtor(s):** 

Kelop Gerome May Represented By

Leon D Bayer

**Joint Debtor(s):** 

Raven Renecia Janay May Represented By

Leon D Bayer

**Movant(s):** 

Exeter Finance LLC Represented By

Sheryl K Ith

**Trustee(s):** 

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10152 Andrea Christine Blasingame

Chapter 7

**#2.00** Reaffirmation Hearing Date SetRE: [8] Pro se Reaffirmation Agreement Between Debtor and Andrea Christine Blasingame

Docket 8

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Andrea Christine Blasingame Represented By

David L Hagan

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10278 Christopher J. Printz and Leslie J. Printz

Chapter 7

#3.00 Reaffirmation Hearing Date SetRE: [11] Pro se Reaffirmation Agreement Between Debtor and Capital One Auto Finance, a division of Capital One, N.A.

Docket 11

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Christopher J. Printz

Represented By

Brent D George

**Joint Debtor(s):** 

Leslie J. Printz Represented By

Brent D George

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10316 Maria D. Diaz

Chapter 7

**#4.00** Reaffirmation Hearing Date SetRE: [10] Pro se Reaffirmation Agreement Between Debtor and U.S. Bank National Association

Docket 10

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Maria D. Diaz Represented By

Janet A Lawson

**Trustee(s):** 

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10345 **Quirino Garcia** 

Chapter 7

**#5.00** Reaffirmation Hearing Date SetRE: [9] Pro se Reaffirmation Agreement Between Debtor and CoastHills Credit Union

Docket 9

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Quirino Garcia Represented By

Monica Robles

**Trustee(s):** 

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10346 Juan Valdez and Micaela Guerrero

Chapter 7

#6.00 Reaffirmation Hearing Date Set

RE: [11] Reaffirmation Agreement Between Debtor and American Honda

**Finance Corporation** 

Docket 11

\*\*\* VACATED \*\*\* REASON: Rescheduled to August 23, 2021, at 11:30

a.m.

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Juan Valdez Represented By

Monica Robles

**Joint Debtor(s):** 

Micaela Guerrero Represented By

Monica Robles

**Trustee(s):** 

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10392 Anthony Roberto Topas

Chapter 7

**#7.00** Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and Ally Bank

Docket 10

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Anthony Roberto Topas Represented By

Georgene E Pantelas

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10421 Thomas E Medeiros, Jr

Chapter 7

**#8.00** Reaffirmation Hearing Date SetRE: [10] Pro se Reaffirmation Agreement Between

Debtor and CoastHills Credit Union

Docket 10

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Thomas E Medeiros Jr Represented By

Linda S Blonsley

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10517 Jerrod D Hunter and Evangeline A Hunter

Chapter 7

**#9.00** Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and American Honda Finance Corporation

Docket 10

# **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jerrod D Hunter Represented By

Nathan A Berneman

**Joint Debtor(s):** 

Evangeline A Hunter Represented By

Nathan A Berneman

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10539 Evan Joseph Jaquias-Johnson

Chapter 7

#10.00

Reaffirmation Hearing Date SetRE: [11] Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 11

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Evan Joseph Jaquias-Johnson

Represented By Daniel A Higson

**Trustee(s):** 

Jeremy W. Faith (TR)

Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10545 Fred Buenrostro, Jr and Denise Buenrostro

Chapter 7

**#11.00** Reaffirmation Hearing Date SetRE: [12] Reaffirmation Agreement Between Debtor and

sesloc fcu

Docket 12

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Fred Buenrostro Jr Represented By

Linda S Blonsley

**Joint Debtor(s):** 

Denise Buenrostro Represented By

Linda S Blonsley

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10556 Julie Ann McKnight and William Todd McKnight

Chapter 7

#12.00 Reaffirmation Hearing Date SetRE: [10] Pro se Reaffirmation Agreement Between Debtor and Americaredit Financial Services, Inc. Dba GM Financial (Youngblood,

Mandy)

Docket 10

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Julie Ann McKnight Represented By

Reed H Olmstead

**Joint Debtor(s):** 

William Todd McKnight Represented By

Reed H Olmstead

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Courtroom 201 Calendar

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10558 Oscar Saldain and Liliana Silvia Saldain

Chapter 7

#13.00 Reaffirmation Hearing Date Set

RE: [11] Pro se Reaffirmation Agreement Between Debtor and Ford Motor

Credit Company LLC (2019 Ford F150)

Docket 11

## **Tentative Ruling:**

- NONE LISTED -

<b>D</b>	TC	4 •
Partv	Intorr	nation
1 41 1 7		

**Debtor(s):** 

Oscar Saldain Represented By

Elena Steers

**Joint Debtor(s):** 

Liliana Silvia Saldain Represented By

Elena Steers

**Trustee(s):** 

Sandra McBeth (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10568 Michael J Munoz and Veronica E Munoz

Chapter 7

#14.00 Reaffirmation Hearing Date Set

RE: [11] Reaffirmation Agreement Between Debtor and OneMain

Docket 11

#### **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Michael J Munoz Represented By

Michael B Clayton

**Joint Debtor(s):** 

Veronica E Munoz Represented By

Michael B Clayton

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

11:00 AM

9:21-10403 Michael David Brady

Chapter 7

**#14.10** Reaffirmation Hearing Date SetRE: [12] Reaffirmation Agreement Between Debtor and CoastHills Credit Union

Docket 12

# **Tentative Ruling:**

- NONE LISTED -

# **Party Information**

**Debtor(s):** 

Michael David Brady Represented By

Edwin J Rambuski

**Trustee(s):** 

Jeremy W. Faith (TR) Pro Se

Wednesday, July 28, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#15.00

HearingRE: [604] Motion to Extend Time for Debtor to Assume or Reject Non-Residential Real Property Leases and Notice of Motion; Memorandum of Points and Authorities

Docket 604

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for July 28, 2021:</u> Grant. No opposition filed; appearances waived. Debtor shall lodge a conforming order no later than August 4, 2021.

#### **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

#### **Movant(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Wednesday, July 28, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#16.00 CONT'D Hearing

RE: [408] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Brewing Equipment .

FR. 4-26-21, 5-7-21, 5-26-21, 6-30-21

Docket 408

\*\*\* VACATED \*\*\* REASON: See final ruling below.

## **Tentative Ruling:**

<u>Final Ruling for July 28, 2021:</u> Based on the parties' representations that the matter has settled and that the parties will be filing a 9019 Motion, the hearing is continued to September 10, 2021 at 1:30 p.m. Appearances waived.

<u>Final Ruling for May 26, 2021:</u> This matter is continued to June 30, 2021 at 1:30 p.m. unless the parties have resolved their dispute. The parties should contact chambers no later than June 23, 2021 to inform the Court if a settlement has been reached. Appearances are waived.

Ruling for April 26, 2021: Continued to 5/7/21 at 10:00 a.m.

## **Party Information**

#### **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

Wednesday, July 28, 2021

**Hearing Room** 

201

1:30 PM

9:20-11208 Figueroa Mountain Brewing, LLC

Chapter 11

#17.00 CONT'D Hearing

RE: [411] Motion to Allow Claim Notice of Motion and Motion for Allowance and Payment of Administrative Claim

FR. 4-26-21, 5-7-21, 5-26-21, 6-30-21

Docket 411

\*\*\* VACATED \*\*\* REASON: See final ruling below.

#### **Tentative Ruling:**

<u>Final Ruling for July 28, 2021:</u> Based on the parties' representations that the matter has settled and that the parties will be filing a 9019 Motion, the hearing is continued to September 10, 2021 at 1:30 p.m. Appearances waived.

<u>Final Ruling for May 26, 2021:</u> This matter is continued to June 30, 2021 at 1:30 p.m. unless the parties have resolved their dispute. The parties should contact chambers no later than June 23, 2021 to inform the Court if a settlement has been reached. Appearances are waived.

Ruling for April 26, 2021: Continued to 5/7/21 at 10:00 a.m.

## **Party Information**

## **Debtor(s):**

Figueroa Mountain Brewing, LLC Represented By

Christopher E Prince Matthew A Lesnick Debra E Cardarelli

Movant(s):

Tank2Tap, LLC Represented By

Ryan D Zick

Wednesday, July 28, 2021

**Hearing Room** 

201

1:30 PM

9:21-10357 Player's Poker Club, Inc.

Chapter 11

#19.00 CONT'D Chapter 11 Status Conference

FR. 5-26-21

Docket 1

#### **Tentative Ruling:**

Final Ruling for May 26, 2021: The Court has reviewed the Debtor's status report. Accordingly, the Court sets the bar date for filing proofs of claim as July 31, 2021. Debtor is required to file and serve a notice of claims bar date no later than June 4, 2021. The status conference is continued to July 28, 2021 at 1:30 p.m. Debtor must file an updated status report no later than July 14, 2021. Appearances are waived.

#### **Party Information**

#### **Debtor(s):**

Player's Poker Club, Inc.

Represented By Michael S Kogan

Wednesday, July 28, 2021

**Hearing Room** 

201

1:30 PM

9:21-10412 Orcutt Rancho, LLC

Chapter 11

#20.00 Hearing RE: [115] Application Notice of Motion and Motion for Allowance of

Substantial Contribution Claim Pursuant to 11 U.S.C. §§ 507(a)(2) and 503(b)(3) and (4)

Docket 115

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Orcutt Rancho, LLC Represented By

Brett A Axelrod Nicholas A Koffroth Keith C Owens

Movant(s):

SANTA MARIA DIP LLC Represented By

William M Noall

Wednesday, July 28, 2021

**Hearing Room** 

201

2:30 PM

9:19-11675 Craig Alan Lieberman

Chapter 11

Adv#: 9:19-01078 Elias v. Lieberman

#21.00 CONT'D Status Hearing

RE: [1] Adversary case 9:19-ap-01078. Complaint by Patricia Elias against Craig Alan Lieberman . willful and malicious injury)) (Ortiz, Amber)

FR. 1-29-20, 6-3-20, 6-17-20, 8-26-20, 11-4-20, 2-10-21, 3-10-21

Docket 1

## **Tentative Ruling:**

Ruling for March 10, 2021: Continued to 7/28/21 at 2:30 p.m. Defendant should file a notice of continued status conference. The notice should require both Plaintiff and Defendant to appear. The requirement of an updated status report is waived.

<u>Final Ruling for February 10, 2021:</u> Based on the representations of the parties in their most recent joint status report that a preliminary hearing in the criminal matter is scheduled for March 8, 2021, this status conference shall be continued to **March 10, 2021 at 2:30 p.m.** An updated joint status report is not required. However, the parties must appear on March 10, 2021 and provide the Court with an update on the criminal matter.

<u>Final Ruling for November 4, 2020:</u> Based on the representations of the parties in their most recent joint status report that a preliminary hearing in the criminal matter is scheduled for December 2020, this status conference shall be continued to **February 10, 2021 at 2:30 p.m.** A joint status report must be filed no later than January 27, 2021.

<u>Tentative Ruling for August 26, 2020:</u> Continued to 11/4/20 at 2:30 p.m. A status report must be filed no later than 10/21/20. Appearances are waived.

**Ruling for June 17, 2020** Continued to 8/26/20 at 2:30 p.m. No updated status report required.

Wednesday, July 28, 2021

**Hearing Room** 

201

2:30 PM

**CONT...** Craig Alan Lieberman

Chapter 11

#### **Tentative Ruling for January 29, 2020**

In light of the pending criminal matter and related proceedings, continue status conference to June 3, 2020 at 2:30 pm and require an updated joint status report (including a proposed litigation schedule), to be filed no later than May 27, 2020. If counsel for plaintiff and defendant BOTH concur with this tentative ruling, their appearance on January 29, 2020 is excused. Otherwise, both should appear.

## **Party Information**

**Debtor(s):** 

Craig Alan Lieberman Represented By

Reed H Olmstead

**Defendant(s):** 

Craig Alan Lieberman Represented By

Reed H Olmstead

**Plaintiff(s):** 

Patricia Elias Represented By

Chad M. Prentice

Wednesday, July 28, 2021

**Hearing Room** 

201

2:30 PM

9:20-10954 Whittaker Bradley

Chapter 7

Adv#: 9:20-01055 Carrera v. Bradley

#22.00 CONT'D Status Hearing

FR. 1-13-21, 3-10-21

RE: [1] Adversary case 9:20-ap-01055. Complaint by Santana Carrera against Whittaker Bradley. (willful and malicious injury)

, ,

Docket 1

#### **Tentative Ruling:**

<u>Ruling for March 10, 2021:</u> Continued to 7/28/21 at 2:30 p.m. Updated status report is due two weeks prior to the hearing.

#### **Ruling for January 13, 2021:**

Continued to March 10, 2021 at 2:30 p.m. Plaintiff may set motion for default judgment for that date and time.

# **Party Information**

**Debtor(s):** 

Whittaker Bradley Represented By

Bryan Diaz

**Defendant(s):** 

Whittaker Bradley Pro Se

**Plaintiff(s):** 

Santana Carrera Represented By

Benjamin Tryk

**Trustee(s):** 

Jerry Namba (TR) Represented By

Reed H Olmstead

Wednesday, July 28, 2021

**Hearing Room** 

303

1:30 PM

1:20-11365 Cross Country Holdings Partnership, AGP

Chapter 11

#18.00 Status conferencere re chapter 11 voluntary petition non-individual

fr. 11/20/20, 2/16/21, 2/17/21, 3/23/21. 4/6/21

Docket 1

\*\*\* VACATED \*\*\* REASON: continued to 9/1/21 at 1:30 p.m.

#### **Tentative Ruling:**

#### Ruling for April 6, 2021:

Continued to 7/27/21 at 1:30 p.m.

#### Ruling for February 17, 2021

The Court sets a new bar date of 4/5/21. Debtor to file and serve a bar date notice by 2/22/21. Status conference continued to 3/23/21 @ 1:30 p.m. No new status report is required. If the Debtor has not reached a stipulation with the principal lender by 3/23/21, the Court will set a deadline to file a plan and disclosure statement. Debtor to lodge an order vacating the prior bar date, setting a new bar date and continuing the status conference.

**Ruling for November 20, 2020:** The docket erroneously indicates there is a plan and disclosure statement deadline. The Court vacates this deadline. The Court sets a general bar date of 2/12/21. Debtor must mail the notice of bar date no later than 11/30/20. Continued to 2/16/21 at 1:30 p.m. Updated status report is due 2/2/21.

#### **Party Information**

#### **Debtor(s):**

Cross Country Holdings Partnership,

Represented By Raymond H. Aver

Wednesday, July 28, 2021

**Hearing Room** 

303

1:30 PM

#### 1:19-10185 Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

#20.10 Post Confirmation status conference

fr. 5/26/20, 8/12/20, 8/17/20, 10/1/20, 2/2/20, 2/3/21, 3/23/21, 4/6/21

Docket 141

\*\*\* VACATED \*\*\* REASON: advanced to 7/27/21 at 1:30 p.m.

#### **Tentative Ruling:**

#### Ruling for April 6, 2021:

Continued to July 27, 2021 at 1:30 p.m.

#### Ruling for February 3, 2021:

Continued to March 23, 2021 at 1:30 p.m. Debtors to file an updated post confirmation status report supported by a declaration by March 16, 2021.

#### **Ruling for 10/1/20:**

Confirmed as to the second amended plan at docket number 148. The lodged confirmation order must express how the plan has been modified by the stipulation with Wells Fargo and state, verbatim, the terms which change the plan, e.g., the paragraph at page X is revised to state Y. Alternatively, the Debtors may file a modified second amended plan, redlined. The Court will not hold the lodged confirmation order for seven days. A post-confirmation status conference will be held on February 2, 2021 at 1:30 p.m and a post-confirmation status report complying with LBR 3020-1(b) by January 19, 2021.

#### Ruling for August 17, 2020

Debtors' motion to modify the first amended plan is granted.

The confirmation hearing is continued to October 1, 2020 at 1:30 p.m. By September 10, 2020, the Debtors shall file and serve a clean and redlined Second Amended Plan and Disclosure Statement addressing the payment of the postpetition property taxes and who is reponsible for paying property taxes and insurance going forward,

Wednesday, July 28, 2021

**Hearing Room** 

303

1:30 PM

#### CONT... Rosalinda Del Socorro Mendoza and Jose Padilla Saldivar

Chapter 11

declarations from both Debtors in support of confirmation, an unpdated Exhibit A1 cash flow projections and notice of the continued hearing. Any objections to confirmation of the Second Amended Plan shall be filed, along with admissible evidence, by September 17, 2020. Debtors' reply thereto shall be filed by September 24, 2020. The Debtors shall lodge a scheduling order.

Ruling for May 26, 2020: Amended plan and supporting evidence must be filed by 7/17/20. Continued to 8/12/20 at 1:30 p.m.

## **Party Information**

## **Debtor(s):**

Rosalinda Del Socorro Mendoza Represented By

Lionel E Giron Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

**Joint Debtor(s):** 

Jose Padilla Saldivar Represented By

Lionel E Giron Crystle Jane Lindsey Merdaud Jafarnia Joanne P Sanchez

**Thursday, July 29, 2021** 

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618781607

ZoomGov meeting number: 161 878 1607

**Password:** 152696

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1618781607

ZoomGov meeting number: 161 878 1607

**Password:** 152696

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

## United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

#1.00 CONT'D HEARING (ON THE AMOUNT OF CIVIL SANCTIONS)
RE: ORDER TO SHOW CAUSE WHY GIT, INC. SHOULD NOT BE HELD IN CONTEMPT

FR. 6-4-21, 6-10-21

Docket 1593

## **Tentative Ruling:**

## Ruling for June 10, 2021

The Court finds GIT, Inc. in contempt of the Court's Order Approving Stipulation Concerning Production of Documents in Response to Trustee's Rule 2004 Subpoena (docket no. 1164). GIT is ordered ordered to pay the Trustee's legal fees and expenses,

and forensic expenses, incurred in connection with the prior protective order motion, this motion, and the inspection of the server. By July 2, 2021 the trustee shall file an accounting of his compensatory damages, and evidence in support thereof. Any objections to the trustee's compensatory damages accounting by GIT, Inc. shall be filed by July 16, 2021. Responses to any objections by GIT, Inc. to be filed by July 23, 2021. A continued hearing on this OSC will be held on July 30, 2021 at 10:00 a.m.

#### Ruling for June 4, 2021

Continued to June 10, 2021 at 10:00 a.m.

#### Ruling for May 5, 2021

The Court will hold an evidentiary hearing on June 4, 2021 at 10:00 a.m. By May 14, 2021, the parties must exchange witness lists and evidentiary hearing exhibits. Exhibits must be in Adobe .pdf format. Each .pdf file shall comprise a separate exhibit. The parties shall assign file names corresponding to the number or letter assigned to such exhibit. The trustee's exhibits shall be identified by numbers and GIT's exhibits shall be identified by letters. Any discovery by the parties on these issues must be completed by May 28, 2021; the usual notice periods are shortened to allow the parties to complete their discovery.

#### Party Information

Courtroom 201 Calendar

Friday, July 30, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc. Chapter 7

**Debtor(s):** 

HVI Cat Canyon, Inc. Represented By

David B Shemano

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel Sonia Singh Aaron E DE Leest John N Tedford IV Zev Shechtman George E Schulman James P Menton JR

# **United States Bankruptcy Court** Central District of California **Northern Division**

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc. Chapter 7

Hearing #2.00

> RE: [1677] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Deposits for APCD work assessed on a cost reimbursement basis (includes costs for district labor, overtime, and contractor and consultant costs). (Spence, Ross)

> > Docket 1677

## **Tentative Ruling:**

## **Tentative Ruling for July 30, 2021**

Granted. No opposition filed. Trustee filed a Notice of Non-Opposition. Movant to lodge an order. Appearances waived.

#### **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Represented By

David B Shemano

Movant(s):

Santa Barbara Air Pollution Control Represented By

> Carolyn V Carollo Ross Spence William R. Spence Carolyn Virginia Carollo

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

> Eric P Israel Sonia Singh Aaron E DE Leest John N Tedford IV Zev Shechtman George E Schulman James P Menton JR

7/29/2021 4:21:25 PM

Friday, July 30, 2021 Hearing Room 201

Chapter 7

10:00 AM

CONT... HVI Cat Canyon, Inc.

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

#3.00 HearingRE: [1681] Motion Trustees Notice Of Motion And Motion For His Reasonable Expenses, Including Attorneys Fees, That GIT, Inc. Should Pay For Its Contempt; Memorandum Of Points And Authorities, (Declarations Of George E. Schulman And Asha Muldro, Filed Simultaneously), with Proof of Service (Schulman, George)

Docket 1681

#### **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

#### **Debtor(s):**

HVI Cat Canyon, Inc. Represented By

David B Shemano

#### Movant(s):

Michael Arthur McConnell (TR)

Represented By

Eric P Israel
Sonia Singh
Aaron E DE Leest
John N Tedford IV
Zev Shechtman
George E Schulman
James P Menton JR

#### **Trustee(s):**

Michael Arthur McConnell (TR)

Represented By

Eric P Israel
Sonia Singh
Aaron E DE Leest
John N Tedford IV
Zev Shechtman
George E Schulman
James P Menton JR

Friday, July 30, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#4.00 CONT'D Hearing

RE: [44] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21, 3-11-21, 4-8-21, 6-10-21

Docket 44

\*\*\* VACATED \*\*\* REASON: Continued to September 2, 2021, at 10:00

a.m.

**Tentative Ruling:** 

**Ruling for January 14, 2021** 

Continued to March 11, 2021 at 10:00 a.m.

Ruling for November 5, 2020

Continued to 1/14/21 @ 10:00 a.m.

**Party Information** 

**Debtor(s):** 

HVI Cat Canyon, Inc. Represented By

David B Shemano

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

Friday, July 30, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc. Chapter 7

GLR, LLC, a Delaware limited Represented By William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman Aaron E DE Leest

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel Sonia Singh Aaron E DE Leest John N Tedford IV Zev Shechtman George E Schulman James P Menton JR

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#5.00 CONT'D Hearing

RE: [45] Motion to Surrender and Dismiss with proof of service

FR. 11-5-20, 1-14-21, 3-11-21, 4-8-21, 6-10-21

Docket 45

\*\*\* VACATED \*\*\* REASON: Continued to September 2, 2021, at 10:00

a.m.

**Tentative Ruling:** 

**Ruling for January 14, 2021** 

Continued to March 11, 2021 at 10:00 a.m.

Ruling for November 5, 2020

Continued to 1/14/21 @ 10:00 a.m.

**Party Information** 

**Debtor(s):** 

HVI Cat Canyon, Inc. Represented By

David B Shemano

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GRL, LLC, a Delaware limited Represented By

William C Beall

Courtroom 201 Calendar

Friday, July 30, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc. Chapter 7

GRL, LLC, a Delaware limited Represented By William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman Aaron E DE Leest

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel Sonia Singh Aaron E DE Leest John N Tedford IV Zev Shechtman George E Schulman James P Menton JR

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#6.00 CONT'D Hearing

RE: [74] Motion For Summary Judgment with proof of service

FR. 4-8-21, 6-10-21

Docket 74

\*\*\* VACATED \*\*\* REASON: Continued to September 2, 2021, at 10:00

a.m.

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

HVI Cat Canyon, Inc.

Represented By

David B Shemano

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Movant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

7/29/2021 4:21:25 PM

Page 12 of 15

# United States Bankruptcy Court Central District of California Northern Division

Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Friday, July 30, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc.

Chapter 7

Plaintiff(s):

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman Aaron E DE Leest

**Trustee(s):** 

Michael Arthur McConnell (TR)

Represented By

Eric P Israel Sonia Singh Aaron E DE Leest John N Tedford IV Zev Shechtman George E Schulman James P Menton JR

Courtroom 201 Calendar

Friday, July 30, 2021

**Hearing Room** 

201

10:00 AM

## 9:19-11573 HVI Cat Canyon, Inc.

Chapter 7

Adv#: 9:20-01006 McConnell, Chapter 11 Trustee v. GLR, LLC, a Delaware limited liability

#### #7.00 CONTD. Status Hearing

RE: [1] Adversary case 9:20-ap-01006. Complaint by Michael A. McConnell, Chapter 11 Trustee against GLR, LLC, a Delaware limited liability company, GRL, LLC, a Delaware limited liability company. (Charge To Estate). Chapter 11 Trustee's Complaint: (1) To Avoid and Recover Preferential Transfers; (2) To Avoid and Recover Fraudulent Transfers; and (3) For Turnover and Accounting Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) (Shechtman, Zev)

FR. 3-12-20, 4-17-20, 7-15-20, 9-29-20, 12-15-20 (Advanced), 12-2-20, 1-14-21, 3-11-21, 4-8-21, 6-10-21

Docket 1
\*\*\* VACATED \*\*\* REASON: Continued to September 2, 2021, at 10:00
a.m.

#### **Tentative Ruling:**

#### Ruling for January 14, 2021

Continued to March 11, 2021 at 10:00 a.m.

**Ruling for 7/15/20:** Continued to 9/29/20 at 10:30 a.m.

#### Ruling for April 17, 2020

Continued to July 15, 2020 at 2:30 p.m. A brief updated status report shall be filed by July 1, 2020.

The discovery cutoff and deadline to join parties and amend pleadings is October 30,

The deadline to file case-dispositive pre-trial motions is December 4, 2020.

The Court will set a deadline for such motions to be heard.

#### **Party Information**

## United States Bankruptcy Court Central District of California Northern Division

## Judge Martin R. Barash, Presiding Courtroom 201 Calendar

Friday, July 30, 2021 Hearing Room 201

10:00 AM

CONT... HVI Cat Canyon, Inc. Chapter 7

**Debtor(s):** 

HVI Cat Canyon, Inc. Represented By

David B Shemano

**Defendant(s):** 

GLR, LLC, a Delaware limited Represented By

William C Beall

GRL, LLC, a Delaware limited Represented By

William C Beall

**Plaintiff(s):** 

Michael A. McConnell, Chapter 11 Represented By

Zev Shechtman Eric P Israel

George E Schulman Aaron E DE Leest

**Trustee(s):** 

Michael Arthur McConnell (TR) Represented By

Eric P Israel
Sonia Singh
Aaron E DE Leest
John N Tedford IV
Zev Shechtman
George E Schulman
James P Menton JR

Monday, August 2, 2021

**Hearing Room** 

303

11:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1616274384

ZoomGov meeting number: 161 627 4384

**Password: 659288** 

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Courtroom 303 Calendar

Monday, August 2, 2021

**Hearing Room** 

303

11:00 AM

1:15-11139 Shahen Martirosian

Chapter 7

Adv#: 1:16-01091 Khachatryan et al v. Martirosian et al

#1.00 Motion for an order to confirm sale

Docket 204

# **Party Information**

**Debtor(s):** 

Shahen Martirosian Represented By

Armine Singh Jilbert Tahmazian

**Defendant(s):** 

Shahen Martirosian Pro Se

Virginia Martirosian Represented By

Stuart R Simone

Anahit Harutyunyan Represented By

Stuart R Simone

CPI Real Estate Group, Inc. Pro Se

4705 EXCELENTE INC. Represented By

Jilbert Tahmazian

CITY NATIONAL FINANCE Represented By

Benjamin A Yrungaray Jilbert Tahmazian

Nathan Jamal Dawood Represented By

Benjamin A Yrungaray

**Plaintiff(s):** 

Vazgen Khachatryan Represented By

Alana B Anaya

Norair Savadian Represented By

7/30/2021 9:44:43 AM

Page 2 of 5

Monday, August 2, 2021 **Hearing Room** 303

11:00 AM

Chapter 7 CONT... **Shahen Martirosian** 

Leo Fasen

**Trustee(s):** 

Amy L Goldman (TR) Represented By

Jorge A Gaitan

Monday, August 2, 2021

**Hearing Room** 

303

1:30 PM

1:21-10757 PS On Tap, LLC

Chapter 11

**#2.00** Debtors motion to:

- (1) Approve solicitation and tabulation procedures
- (2) Approve plan classification of claims
- (3) Approve plan confirmation schedule and
- (4) Establish administrative claim bar date

Docket 178

## **Party Information**

#### **Debtor(s):**

PS On Tap, LLC Represented By

Carol Chow

#### **Trustee(s):**

Moriah Douglas Flahaut (TR)

Pro Se

Monday, August 2, 2021

**Hearing Room** 

303

<u>1:30 PM</u>

1:21-10757 PS On Tap, LLC

**Chapter 11** 

#3.00 Status conference re chapter 11

fr. 6/3/21; 7/26/21

Docket 1

**Party Information** 

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

Trustee(s):

Moriah Douglas Flahaut (TR) Pro Se

Tuesday, August 3, 2021

**Hearing Room** 

201

10:00 AM

9: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1610049970

**ZoomGov meeting number:** 161 004 9970

**Password:** 488113

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

#### **Tentative Ruling:**

- NONE LISTED -

Tuesday, August 3, 2021

**Hearing Room** 

201

10:00 AM

9:21-10697 Pedro Martinez Garcia

Chapter 7

#1.00 HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Ford Mustang.

Docket 8

\*\*\* VACATED \*\*\* REASON: See final ruling below.

**Tentative Ruling:** 

<u>Final Ruling for August 3, 2021:</u> Grant. No opposition filed; appearances waived. Movant shall lodge a conforming order no later than August 10, 2021.

## **Party Information**

**Debtor(s):** 

Pedro Martinez Garcia Represented By

Michael B Clayton

**Movant(s):** 

The Golden 1 Credit Union Represented By

Nicholas S Couchot

**Trustee(s):** 

Jerry Namba (TR) Pro Se

Wednesday, August 18, 2021

**Hearing Room** 

303

11:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1608314810

ZoomGov meeting number: 160 831 4810

**Password: 479291** 

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Wednesday, August 18, 2021

**Hearing Room** 

303

11:00 AM

1:21-10757 PS On Tap, LLC

Chapter 11

#1.00 Motion for relief from stay [AN]

CHRISTINE RODRIGUEZ

VS

**DEBTOR** 

Docket 223

## **Party Information**

**Debtor(s):** 

PS On Tap, LLC Represented By

Carol Chow

Movant(s):

Christine Rodriguez Represented By

Sevan Gorginian Haig Kazandjian

**Trustee(s):** 

Moriah Douglas Flahaut (TR) Pro Se