

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

10:00 AM

2:17-18256 Green-Light International, LLC

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 Land Rover Range Rover VIN: SALGR2VF6EA132039

MOVANT: JPMORGAN CHASE BANK, NA.

Docket 101

Courtroom Deputy:

1/2/19 - Steven Berman, (813)227-2332, has been approved for telephonic appearance on 1/8/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Green-Light International, LLC

Represented By
David S Hagen

Movant(s):

JPMorgan Chase Bank, N.A.

Represented By
Joseph M Pleasant

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

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10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1151 9th Street, Manhattan Beach, California 90266

MOVANT: WOODLAND HILLS MORTGAGE CORPORATION

Docket 60

Courtroom Deputy:

1/2/19 - Brandon Iskander, (949)340-3400, has been approved for telephonic appearance on 1/8/19 @ 10am

Tentative Ruling:

Deny motion. There is sizeable equity cushion and movant failed to serve at least two parties with an interest in the property in the appropriate manner.

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Movant(s):

Woodland Hills Mortgage

Represented By
Julian K Bach

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander

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2:18-22899 Sang Min Koo

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 304 S. Plymouth Blvd., Los Angeles, CA 90020

MOVANT: ETSD VENTURE CAPITAL, LLC.

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court only grants in rem relief under section 362(d)(4), which is not applicable here. Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sang Min Koo

Pro Se

Movant(s):

ETSD Venture Capital, LLC.

Represented By
Paul E Gold

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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10:00 AM

2:18-23091 Go With the Flow, Inc.

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Equipment

MOVANT: BANK OF SOUTHERN CALIFORNIA

Docket 4

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Go With the Flow, Inc.

Represented By
Charles Shamash

Movant(s):

Bank Of Southern California

Represented By
Anthony J Napolitano

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

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10:00 AM

2:18-23990 Aurora Estella Roque

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 HONDA ACCORD, VIN: 1HGC R2F3 6HA0 65569

MOVANT: HONDA LEASE TRUST

Docket 8

Courtroom Deputy:

12/28/18 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 1/8/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Aurora Estella Roque

Represented By
Darin M King

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

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10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#6.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: XCEED Financial Federal Credit Union v. SBK Holdings USA, Inc. Docket # EC068715; Superior Court for the State of Ca, County of Los Angeles, Central District;

MOVANT: XCEED FINANCIAL FEDERAL CREDIT UNION

fr. 12-11-18

Docket 75

Courtroom Deputy:

12/28/18 - Jacqueline James, (818)501-3800, has been approved for telephonic appearance on 1/8/19 @ 10am

Tentative Ruling:

11/28/2018 -- Court approved stipulation continuing hearing to January 8, 2019 at 10:00 a.m. Trustee's opposition will be due 14 days before continued hearing. OFF CALENDAR FOR DECEMBER 11, 2018.

Tentative Ruling for January 8, 2019:

Deny motion. Validity of lien is a matter that should be resolved by the bankruptcy court as a core matter. Discuss with parties whether removal of the action to bankruptcy court would be advisable.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Movant(s):

Xceed Financial Federal Credit

Represented By
Patrick Reider

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CONT... Regdalin Properties, LLC

Chapter 11

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

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Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Jewelry

MOVANT: BEVERLY LOAN COMPANY

Docket 62

Courtroom Deputy:

1/3/19 - Douglas Neistat, (818)382-6200, has been approved for telephonic appearance on 1/8/19 @ 10am

Tentative Ruling:

Based on information in debtor's schedules, it appears that there is a sizeable equity cushion and there is no evidence in the motion that the property is declining in value. Therefore, deny motion, or, if movant prefers and believes that the collateral is not worth more than the obligation, continue hearing to give movant an opportunity to provide admissible evidence re value of collateral. If all collateral is not subject to a lien for the repayment of all the debt, as there are 9 separate contracts, valuation evidence should clarify which item serves as collateral for which portion of the obligation and the value of each item of collateral separately.

(The name on the contracts may be that of the debtor's husband, who is not in bankruptcy; however, based on the description, most or all of the jewelry in question appears to be womens' jewelry and the debtor has scheduled this property as belonging to her or to the community. If lender claims that the property was separate property of the nondebtor spouse and therefore not an asset of this bankruptcy estate, lender should commence an adversary proceeding for declaratory relief so that the Court can adjudicate this issue.)

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

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CONT... Lisa Frances Platt

Chapter 11

Movant(s):

Beverly Loan Company

Represented By
Paul M Brent

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2:18-21600 Nicole R Allen

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 2316 Palos Verdes Drive West, # 8, Palos Verdes Estates, Ca 90274

MOVANT: PETER ANTONIOU

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Nicole R Allen

Pro Se

Movant(s):

Peter Antoniou

Represented By
Roger S Shafer

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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Hearing Room 1539

2:00 PM

2:14-12860 WELCOME MANAGEMENT CORP.

Chapter 7

Adv#: 2:15-01545 Mastan v. Kim et al

#200.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))),(14 (Recovery of money/property - other))
Complaint by Peter J Mastan against Sang Hyun Kim, Helen Pak, Loren Chang, Hope Healthcare Management, Inc.

fr. 4-25-17, 8-1-17, 10-3-17, 11-14-17, 12-19-17, 1-30-18, 2-13-18, 5-15-18, 7-31-18, 10-16-18, 11-13-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 3/5/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

A notation on the file reflects that Judge Donovan set August 1, 2017 as a discovery cutoff and instructed plaintiff to lodge a scheduling order. Was such an order ever lodged?

Where is the joint (or collective) status report that should have been filed two weeks prior to the April, 2017 status conference? The most recent status report that the Court was able to locate was dated February 15, 2017 and was prepared for a March 1, 2017 status conference.

Order the parties to complete a day of mediation prior to the date of the next status conference.

4/28/17 -- Court approved scheduling order with following dates:

Discovery cutoff -- 10/2/17

L/D to lodge order appointing mediator -- 5/30/17

L/D to complete mediation -- 8/1/17

Cont'd status conference -- August 1, 2017 at 2:00 p.m.

L/D to file joint status report -- July 18, 2017

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CONT... WELCOME MANAGEMENT CORP.

Chapter 7

6/9/17 -- Court approved stipulation continuing deadline to complete mediation and discovery cutoff to October 3, 2017 and continuing status conference to October 3, 2017 at 2:00 p.m.

8/23/17 -- Court approved order appointing mediators.

9/7/17 -- Court approved stipulation continuing discovery cutoff to October 31, 2017 and continuing status conference to November 14, 2017 at 2:00 p.m.
OFF CALENDAR FOR OCTOBER 3, 2017.

10/12/17 -- Court approved stipulation continuing discovery cutoff to November 30, 2017 and continuing status conference to December 19, 2017 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 14, 2017.

12/1/17 -- Court approved stipulation continuing discovery cutoff to January 15, 2018 and continuing status conference to January 30, 2018 at 2:00 p.m.
OFF CALENDAR FOR DECEMBER 19, 2017.

1/3/18 -- Court approved stipulation continuing discovery cutoff to February 13, 2018 and continuing status conference to February 13, 2018 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 30, 2018.

Tentative Ruling for February 13, 2018:

Where is the joint status report that was due two weeks before the status conference? What is the status of this matter? Hearing required.

2/9/18 -- Court approved stipulation continuing hearing to May 15, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

5/11/18 -- Court approved stipulation continuing status conference to July 31, 2018 at 2:00 p.m. and continuing discovery cutoff to July 31, 2018. OFF CALENDAR FOR MAY 15, 2018.

6/13/18 -- Court approved compromise that calls for payments over time to

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CONT... WELCOME MANAGEMENT CORP.
trustee.

Chapter 7

7/6/18 -- Court approved stipulation dismissing action as against Loren Chang.

Tentative Ruling for July 31, 2018:

What, if anything, is left of this action? Hearing required.

7/26/18 -- Court approved stipulation continuing discovery cutoff to October 16, 2018 and continuing status conference to October 16, 2018 at 2:00 p.m.
OFF CALENDAR FOR JULY 31, 2018.

10/10/18 -- Court approved stipulation continuing hearing to November 13, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 16, 2018.

Tentative Ruling for January 8, 2019:

Where is the joint status report that should have been filed two weeks before the status conference? Have all settlement payments been made? Is the trustee now in a position to dismiss this action? Hearing required.

1/7/19 -- Court approved stipulation continuing hearing to March 5, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

WELCOME MANAGEMENT

Represented By
Phillip H Kwon

Defendant(s):

Sang Hyun Kim

Represented By
Peter A Kim

Helen Pak

Represented By
Peter A Kim

Loren Chang

Represented By

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CONT... WELCOME MANAGEMENT CORP.

Chapter 7

Patricia M Bakst

Hope Healthcare Management, Inc.

Represented By
Peter A Kim

Plaintiff(s):

Peter J Mastan

Represented By
Kyra E Andrassy

Trustee(s):

Peter J Mastan (TR)

Represented By
Lei Lei Wang Ekvall
Kyra E Andrassy

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2:00 PM

2:16-12760 Mike Omrani

Chapter 7

Adv#: 2:16-01137 Ghoulian et al v. Omrani

#201.00 Pretrial Conference re: 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)) Complaint by Hertzell Ghoulian against Mike Omrani

fr. 5-24-16, 8-30-16, 1-24-17, 4-25-17, 8-15-17, 1-9-18, 1-23-18, 5-15-18, 7-31-18, 10-2-18, 11-6-18, 12-4-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for end of August. When does plaintiff anticipate being in a position to file motion for summary judgment or partial summary adjudication?

5/26/16 -- Court approved scheduling order setting discovery cutoff of August 31, 2016.

6/14/16 -- Court approved stipulation adding trustee as co-plaintiff.

Tentative Ruling for August 30, 2016:

Set discovery cutoff for approximately 60 days and deadline for filing contemplated motion for summary judgment for approximately 30 days thereafter.

8/31/16 -- Court approved scheduling order setting following dates:

Continued status conference -- January 24, 2017 at 2:00 p.m.

L/D to file joint status report -- January 10, 2017

L/D for plaintiff to file and serve motion for partial summary judgment --

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CONT... Mike Omrani

Chapter 7

November 29, 2016

Hearing on motion -- January 24, 2017 at 2:00 p.m.

L/D to complete discovery -- October 31, 2016.

Tentative Ruling for August 15, 2017:

Revisit status of action after conclusion of related matter on calendar.

11/13/17 -- court approved stipulation continuing hearing to January 23, 2018 at 2:00 p.m. OFF CALENDAR FOR JANUARY 9, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 23, 2018:

Court waived requirement of a joint status report. What is the status of this matter? Hearing required.

1/26/18 -- Court signed scheduling order setting following dates:

Pretrial conference -- May 15, 2018 at 2:00 p.m.

L/D to lodge joint pretrial order -- May 1, 2018

Deadline for completion of mediation -- May 15, 2018

L/D to lodge order appointing mediator -- February 16, 2018

2/2/18 -- court approved order appointing mediators.

Tentative Ruling for May 15, 2018:

Many of the agreed facts recited are incomprehensible. Most have typographical errors. The list of disputed facts contains evidentiary facts that are not the actual facts at issue here. Some of the legal issues are irrelevant or misstated. In short, much of the proposed pretrial order is a mess. Discuss options with the parties for proceeding with this action.

6/22/18 -- Court approved stipulation continuing pretrial conference to October 2, 2018 at 2:00 p.m. OFF CALENDAR FOR JULY 31, 2018.

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CONT... Mike Omrani

Chapter 7

9/11/18 -- Court approved stipulation continuing pretrial conference to November 6, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

10/23/18 -- Court approved stipulation continuing pretrial conference to December 4, 2018 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 6, 2018.

11/21/18 -- Court approved stipulation continuing pretrial conference to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 4, 2018.

Tentative Ruling for January 8, 2019:

Court has a number of questions with regard to the form of the pretrial order that will be discussed on the record at the time of the pretrial conference.

Party Information

Debtor(s):

Mike Omrani

Represented By
Stella A Havkin

Defendant(s):

Mike Omrani

Represented By
Stella A Havkin

Plaintiff(s):

Rosendo Gonzalez (TR)

Represented By
Michael F Frank

Hertzel Ghouliau

Represented By
Michael F Frank

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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2:17-25716 Fast N EZ Car Care, LLC

Chapter 7

Adv#: 2:18-01311 Ehrenberg v. Ramsey

#202.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Howard Ehrenberg against Clint Ramsey. (Charge To Estate). Complaint For Avoidance Of Preferential And Fraudulent Transfers, Recovery Of Transferred Property Or Value Thereof, Preservation Of Avoided Transfers, Avoidance Of Improper Distributions, And Unjust Enrichment

fr. 12-4-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/6/18 -- Court granted motion for an extension and gave defendant to and including December 7, 2018 to file and serve a response to the complaint. Order continues status conference to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 4, 2018.

Tentative Ruling for January 8, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Fast N EZ Car Care, LLC

Represented By
Michael Jay Berger

Defendant(s):

Clint Ramsey

Pro Se

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CONT... Fast N EZ Car Care, LLC

Chapter 7

Plaintiff(s):

Howard Ehrenberg

Represented By
Steven Werth

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Steven Werth
Sulmeyerakupetz A Professional Corporation

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2:00 PM

2:18-18587 Maria Rosario Rafael

Chapter 7

Adv#: 2:18-01330 First National Bank Of Omaha v. Rafael, Jr.

#203.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by First National Bank Of Omaha against Albert Rafael Jr.

Docket 1

***** VACATED *** REASON: 12/17/18 - NOTICE OF DISMISSAL FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. ACTION DISMISSED.

Party Information

Debtor(s):

Maria Rosario Rafael

Represented By
Steven Ibarra

Defendant(s):

Albert Rafael Jr.

Pro Se

Joint Debtor(s):

Albert Rafael Jr.

Represented By
Steven Ibarra

Plaintiff(s):

First National Bank Of Omaha

Represented By
Cory J Rooney

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

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2:18-18683 Mia Seonmee Cho Yoo

Chapter 7

Adv#: 2:18-01336 Royal Bridge International Corporation. v. Yoo

#204.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Royal Bridge International Corporation. against Mia Seonmee Cho Yoo

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/12/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Where is the joint status report that should have been filed two weeks before the status conference? How long do the parties anticipate that it will take them to complete discovery? Does either party presently contemplate any pretrial motions? Is this an appropriate matter to be sent to an early mediation? Hearing required.

1/7/19 -- Court approved stipulation continuing status conference to February 12, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Mia Seonmee Cho Yoo

Represented By
Michael H Yi

Defendant(s):

Mia Seonmee Cho Yoo

Represented By
Michael H Yi

Plaintiff(s):

Royal Bridge International

Represented By
Jisoo Hwang

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CONT... Mia Seonmee Cho Yoo

Chapter 7

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Monica Y Kim

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2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#205.00 Status Conference re: 14(Recovery of money/property - other) Complaint For Damages by Chris Baumann , Durga Baumann against Jose Jesus Puentes, Miguel Gutierrez , VIP Real Estate Firm , Does 1- 10

Docket 1

Courtroom Deputy:

12/28/18 - Request that Clerk issue another summons and notice of status conference filed. However, the summons has not been issued yet as the status conference is less than 2 weeks away. Once the new status conference date has been established the Clerk will issue another summons accordingly.

Tentative Ruling:

The Court will not serve a summons and complaint on any of the defendants. Once the plaintiff receives the additional/replacement/alias summons, it is the obligation of the plaintiff to serve the summons before it becomes stale.

Has an alias summons been issued? Has it been served on all remaining defendants? The parties who completed the status report both indicated that they would like this matter sent to mediation. Discuss timing of mediation with the parties.

Party Information

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Pro Se

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CONT... Jose Jesus Puentes

Chapter 7

VIP Real Estate Firm

Pro Se

Does 1- 10

Pro Se

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

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2:00 PM

2:18-19794 JJJ Diners Inc

Chapter 11

Adv#: 2:18-01329 JJJ Diners Inc v. Jabor Original Holdings III, LLC et al

#206.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property) ,(72 (Injunctive relief - other)) Complaint by JJJ Diners Inc against Jabor Original Holdings III, LLC , Joseph Trenk , Centers Business Management

Docket 1

***** VACATED *** REASON: 12/19/18 -ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

ACTION DISMISSED. OFF CALENDAR.

Party Information

Debtor(s):

JJJ Diners Inc

Represented By
Yi Y Oh

Defendant(s):

Jabor Original Holdings III, LLC

Pro Se

Joseph Trenk

Pro Se

Centers Business Management

Represented By
Joseph Trenk

Plaintiff(s):

JJJ Diners Inc

Represented By
Yiyong Oh

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2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 11

Adv#: 2:18-01338 Yoo v. Timberland Bank

#207.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/29/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim

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CONT...

Colima BBQ, Inc

Juliet Y Oh
Carmela Pagay

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2:18-10891 Young Keun Park

Chapter 11

Adv#: 2:18-01127 LB Global, Inc v. Park

#208.00 Motion for Default Judgment against Young Keun Park

Docket 18

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter judgment in favor of plaintiff and against defendant finding that all amounts due under plaintiff's state court judgment against the defendant are nondischargeable under Bankruptcy Code sections 523(a)(2)(A), (a)(4) and (a)(6).

Party Information

Debtor(s):

Young Keun Park	Pro Se
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Defendant(s):

Young Keun Park	Pro Se
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Movant(s):

LB Global, Inc	Represented By Martin R Berman Martin R Berman
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Plaintiff(s):

LB Global, Inc	Represented By Martin R Berman
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Trustee(s):

Elissa Miller (TR)	Represented By Annie Y Stoops Aram Ordubegian
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

CONT...

Young Keun Park

Arent Fox
Andy Kong

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:18-10891 Young Keun Park

Chapter 11

Adv#: 2:18-01127 LB Global, Inc v. Park

#209.00 Status Conference re: 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)) ,(65 (Dischargeability - other)) Complaint by LB Global,Inc ,
Dba Bulgogi Hut,a California Corporation against Young Keun Park

fr. 6-26-18, 10-2-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Young Keun Park Pro Se

Defendant(s):

Young Keun Park Pro Se

Plaintiff(s):

LB Global, Inc Represented By
Martin R Berman

Trustee(s):

Elissa Miller (TR) Represented By
Annie Y Stoops
Aram Ordubegian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

CONT...

Young Keun Park

Arent Fox
Andy Kong

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:18-10891 Young Keun Park

Chapter 11

Adv#: 2:18-01369 United States Trustee (LA) v. Park

#210.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by United States Trustee (LA) against Young Keun Park

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/29/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to January 29, 2019 at 2:00 p.m. to coincide with anticipated hearing on motion for default judgment. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Young Keun Park Pro Se

Defendant(s):

Young Keun Park Pro Se

Plaintiff(s):

United States Trustee (LA) Represented By
Kenneth G Lau

Trustee(s):

Elissa Miller (TR) Represented By
Annie Y Stoops
Aram Ordubegian
Arent Fox
Andy Kong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 11

Adv#: 2:18-01337 Yoo v. Timberland Bank et al

#211.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(14 (Recovery of money/property - other)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/29/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Timberland Bank c/o Glass &

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

CONT... RH BBQ, Inc

Chapter 11

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01354 NG DIP Liquidating Trust v. C & R Insurance Services, Inc.

#212.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against C & R Insurance Services, Inc..

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/26/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/11/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

C & R Insurance Services, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01355 NG DIP Liquidating Trust v. Echo Global Logistics, Inc.

#213.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Echo Global Logistics, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Echo Global Logistics, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01356 NG DIP Liquidating Trust v. EnVista LLC (aka Envista Concepts)

#214.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against EnVista LLC (aka Envista Concepts)

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

EnVista LLC (aka Envista Concepts)

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01357 NG DIP Liquidating Trust v. Facebook, Inc.

#215.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Facebook, Inc.

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/26/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Facebook, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01358 NG DIP Liquidating Trust v. IMG Models, Inc.

Chapter 11

#216.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against IMG Models, Inc.

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/26/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

IMG Models, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01359 NG DIP Liquidating Trust v. I-parcel, LLC

#217.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against I-parcel, LLC.

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/26/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

I-parcel, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01360 NG DIP Liquidating Trust v. Kacoo USA, LLC

Chapter 11

#218.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Kacoo USA, LLC.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Kacoo USA, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01361 NG DIP Liquidating Trust v. Lavish Alice

#219.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Lavish Alice.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lavish Alice

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01362 NG DIP Liquidating Trust v. Lee + Lani, LLC

Chapter 11

#220.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Lee + Lani, LLC.

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/12/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/4/18 -- Court signed order approving stipulation continuing response date to January 10, 2019 and continuing status conference to February 12, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lee + Lani, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01363 NG DIP Liquidating Trust v. Luxury Garage Sale, Inc.

#221.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Luxury Garage Sale, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Luxury Garage Sale, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01364 NG DIP Liquidating Trust v. Madison Administrative Services, Inc.

#222.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Madison Administrative Services, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Continue status conference approximately 90 days.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Madison Administrative Services,

Represented By
Ovsanna Takvoryan

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01365 NG DIP Liquidating Trust v. Pursue

#223.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Pursue.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Pursue

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01366 NG DIP Liquidating Trust v. Rakuten Marketing, LLC

#224.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Rakuten Marketing, LLC.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Rakuten Marketing, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01367 NG DIP Liquidating Trust v. United Parcel Service, Inc.

#225.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against United Parcel Service, Inc.

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/26/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

United Parcel Service, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01368 NG DIP Liquidating Trust v. Wish for Falling Star, Inc.

#226.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Wish for Falling Star, Inc.

Docket 3

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Wish for Falling Star, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:17-25226 RYAN ROUNTREE

Chapter 7

Adv#: 2:18-01058 CALIFORNIA CAPITAL INSURANCE CO. v. ROUNTREE et al

#227.00 Plaintiff's Motion to Compel Deposition of Danielle Rountree

Docket 37

*** VACATED *** REASON: 1/4/19 - VOLUNTARY DISMISSAL OF
MOTION FILED.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

Defendant(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Joint Debtor(s):

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Movant(s):

CALIFORNIA CAPITAL

Represented By
Bruce N Graham

Plaintiff(s):

CALIFORNIA CAPITAL

Represented By
Bruce N Graham

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

CONT... RYAN ROUNTREE

Chapter 7

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#228.00 Defendant's Motion to Dismiss Adversary Proceeding for Failure to State a Claim Upon Which Relief Can Be Granted

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is satisfied that it has jurisdiction. Court is also satisfied that it is appropriate for it to consider matters of which it can take judicial notice in a motion to dismiss. The date on which a recorded transfer was made is a matter of which the Court is comfortable taking judicial notice. Moreover, the date of the transfer should have been included in the complaint. Plaintiff cannot defeat a motion to dismiss simply by omitting an undisputed fact of which the court can take judicial notice.

Court agrees with defendant that there is no independent cause of action for a constructive trust. There needs to be a viable, nonbarred theory under which a constructive trust should be imposed, and it cannot be used to circumvent the state law statute of repose that prohibits an action with respect to a fraudulent transfer after 7 years.

However, can the trustee assert any right to recovery under the "continuing tort doctrine?" See, e.g., Myers v. Malone (In re Malone), 2013 Bankr. LEXIS 5010 (Bankr. D. Neb. 2013) (relying on Roemmich v. Eagle Eye Dev., LLC, 526 F.3d 343 (9th Cir. 2008) and Limestone Dev. Corp. v. Village of Lemont, 520 F.3d 797 (7th Cir. 2008)).

Continue hearing to give trustee an opportunity to analyze and brief whether he can assert any claim not barred by the statute of limitations under the continuing tort doctrine (or, stated differently, if there are any transfers to or for the benefit of the defendants that occurred within the statutory reachback period).

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Joint Debtor(s):

Sully Mariela Jimenez

Represented By
Michael H Colmenares

Movant(s):

Armando Jimenez

Represented By
David Jacob

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#229.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Wesley H. Avery against Maria Jimenez

fr. 11-27-18

Docket 1

Courtroom Deputy:

10/22/18 - Amended complaint filed.

10/25/18 - Another Summons issued

Tentative Ruling:

Revisit status of action after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Joint Debtor(s):

Sully Mariela Jimenez

Represented By
Michael H Colmenares

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

**United States Bankruptcy Court
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CONT... Gilberto Arambula, Jr.

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, January 8, 2019

Hearing Room 1539

2:00 PM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#230.00 Status Conference re: Order to Show Cause re: Contempt why Defendant Clark Baker should not be held in contempt for failing to comply with this court's 10/5/17

fr. 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18

Docket 339

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 8, 2018:

Rulings on Plaintiff's Evidentiary Objections:

(Court has numbered individual objections interposed by plaintiff.)

1. Sustain.
2. Sustain.
3. Overrule.
4. Overrule.
5. Overrule.
6. Overrule.
7. Sustain.
8. Sustain.
9. Sustain.
10. Sustain.
11. Overrule.
12. Overrule.
13. Overrule.
14. Overrule.
15. Overrule.

Tentative Ruling on Merits:

Baker has fundamentally misconstrued what the court has ordered. The

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CONT...

CLARK WARREN BAKER

Chapter 7

Court did not order Baker to provide Anderson with access to what Pickrell read or to emails that Baker has determined are relevant. The Court ordered Baker to provide Anderson with access to the same sources to which Pickrell was given access. The scope of the court's order is not limited to emails that Baker has decided relate to this litigation. Plaintiff should be given access to the email systems that Baker has used so that plaintiff can ascertain whether there are additional emails and files that Baker has attempted to prevent him from seeing. Further Baker does not sufficiently address or refute plaintiff's contention that he has deleted emails for which he has not accounted. Baker's testimony concerning the amount of spam he receives and the spam he deleted is insufficient to account for the large quantity of data that appears to have vanished.

Court is inclined to enter the proposed form of order lodged by Baker, or at least significant portions of it; however, there is a problem. An OSC re contempt must be specific as to the possible sanctions to be imposed if a party is found in contempt and needs to be specific as to the allegedly contemptuous conduct.

Court will need to issue a new form of OSC that sets forth possible sanctions that may be imposed. Discuss with parties form of that order.

Final Ruling for May 8, 2018:

See written order entered June 27, 2018.

Tentative Ruling for June 27, 2018:

Court has signed a simplified and streamlined version of the proposed order lodged by the plaintiff last week; however, inasmuch as the form of that order was disputed and it wasn't even signed until June 26, 2018, the court modified the deadlines set forth in that order to give defendant the same amount of time to comply as had been originally envisioned by the Court. The new dates set forth in that order include restoration by July 27, 2018, filing of the compliance declaration by August 3, 2018, service of reply papers by August 10, 2018 and a hearing on the OSC on August 16, 2018 at 10:00 a.m.

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CONT... CLARK WARREN BAKER

Chapter 7

Accordingly, this hearing should be continued to (or set for) August 16, 2018 at 10:00 a.m.

Tentative Ruling for August 16, 2018:

Defendant has not filed an opposition or response to this Court's June 26, 2018 OSC (the "OSC") and has not filed the compliance declaration that was due August 3, 2018. Thus, defendant has not offered the court any evidence to support the conclusion that he restored the required data by July 27, 2018 or sent out the preservation notices by July 27, 2018 to the vendors and witnesses listed on attachments D and E of the OSC (or any of the other parties identified in paragraph 18(a) of the OSC). Nor has the defendant offered the Court any evidence to support the conclusion that he is unable to restore the required data.

Enter an order:

- 1) making the factual findings set forth in paragraphs 3(a) through (g) of the OSC;
- 2) holding defendant in civil contempt and imposing monetary sanctions against him in an amount sufficient to compensate plaintiff for the cost of bringing multiple motions designed to compel him to cooperate in discovery. (Has plaintiff filed a declaration authenticating attorneys' fee statements setting forth fees and costs attributable to this work?)
- 3) continuing the hearing on whether to refer defendant to the US Attorney for criminal prosecution until after the court has heard the report of the neutral expert;
- 4) continuing the hearing on whether to make a report and recommendation to the district court that defendant be held in criminal contempt until after the court has heard the report of the neutral expert;
- 5) appointing a neutral expert by entering an order substantially in the form attached as Exhibit J to the OSC; and

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CONT... CLARK WARREN BAKER

Chapter 7

6) making the findings set forth in paragraphs 12(a) through (i) of the OSC and prohibiting Baker from raising or contesting any of these findings or offering any evidence or argument contrary to these findings.

Final Ruling from August 16, 2018:

Having found that the defendant had failed to take various required steps, the Court entered an order on August 16, 2018, making certain findings of fact, prohibiting Baker from disputing these findings, allowing plaintiff his attorneys' fees and costs in an amount to be determined at a hearing scheduled for September 27, 2018, after giving the defendant an opportunity to review and respond to the amounts requested for which the court set a briefing schedule and directing the appointment of a neutral expert pursuant to a separate order entered September 6, 2018. Continued hearing on amount of fees and expenses set for September 27, 2018 at 2:00 p.m.

Tentative Ruling for September 27, 2018:

Overrule evidentiary objections. Disallow any additional reimbursement for preparing a reply brief. Defendant's opposition does not warrant a response. Baker has not objected to any of the specific fees or expenses requested by plaintiff and does not raise any arguments as to the reasonableness of the fees or expenses requested.

Disallow administrative fees of 3.5 percent. Court does not permit reimbursements to be calculated in this manner. Court will not reimburse for Bovitz and Spitzer's fees without a copy of that firm's billing statement, which does not appear to have been included in papers filed by plaintiff.

The Court having granted plaintiff's motions to compel discovery and having found that (1) defendant's conduct necessitated the bringing of multiple motions to compel discovery and to compel compliance with orders granting those motions; (2) movant attempted in good faith to obtain compliance before bringing these motions; (3) defendant's failure to respond to prior orders was not substantially justified; and (4) there are no other circumstances that would make it unjust for the court to impose plaintiff's costs for bringing and prosecuting these motions upon the defendant,

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CONT... CLARK WARREN BAKER

Chapter 7

pursuant to FRCP 37(1)(5), made applicable herein by FRBP 7037, allow costs of \$686.46 and fees of \$132,633.25.

Tentative Ruling for December 11, 2018:

Order imposing sanctions entered September 28, 2018 set a continued hearing for December 11, 2018 at 2:00 p.m. and provided that "This hearing shall be a holding date; the Court will schedule further briefing and hearing on the Continued Matters (as defined in this Court's August 16, 2018 Order) after it has received and reviewed the report of the neutral expert."

Court has received and reviewed the neutral expert's initial progress report, but it appears from that report that no substantive analysis of the data obtained from defendant has yet occurred. To date, the experts efforts appear to have been focused on obtaining and imaging/preserving the data on the defendant's devices. The expert has not yet begun searching for material that may be relevant to this matter.

Discuss with expert and the parties timeline and next steps in this action.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Order imposing sanctions entered September 28, 2018 set a continued hearing for December 11, 2018 at 2:00 p.m. (later continued to January 8, 2019 by stipulation) and provided that "This hearing shall be a holding date; the Court will schedule further briefing and hearing on the Continued Matters (as defined in this Court's August 16, 2018 Order) after it has received and reviewed the report of the neutral expert."

Court has received and reviewed the neutral expert's initial progress report, but it appears from that report that no substantive analysis of the data obtained from defendant has yet occurred. To date, the experts efforts appear to have been focused on obtaining and imaging/preserving the data on the defendant's devices. The expert has not yet begun searching for

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CONT... CLARK WARREN BAKER

Chapter 7

material that may be relevant to this matter.

Discuss with expert and the parties timeline and next steps in this action.
Deny motion to strike. Defendant will be given an opportunity to respond
when court sets briefing schedule.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
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2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#231.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:
Cont'd status conference -- September 27, 2016 at 2:00 p.m.
L/D to file joint status report -- September 13, 2016
Discovery cutoff -- September 30, 2016
L/D to lodge order appointing mediator -- June 17, 2016
Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

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CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 13, 2017.

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CONT... CLARK WARREN BAKER

Chapter 7

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status report that should have been filed two weeks before status conference?

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CONT... CLARK WARREN BAKER

Chapter 7

APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By

**United States Bankruptcy Court
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CONT... CLARK WARREN BAKER

Chapter 7

Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 9, 2019

Hearing Room 1539

10:00 AM

2:18-19353 STEWART DELGADO

Chapter 7

#1.00 Reaffirmation Agreement Between Debtor and Mechanics Bank
[Presumption of undue hardship]

Docket 10

Courtroom Deputy:

12/7/18 - Debtor's Counsel, Jennifer Aragon wishes to be heard on this matter. Therefore, a notice of continued hearing was mailed to parties. Hearing continued to 1/9/19 @ 10am.

Tentative Ruling:

Deny approval as not being in debtor's best interest and creating an undue hardship. Court will prepare order. APPEARANCES WAIVED.

(Debtor's counsel asked to be heard. Court continued hearing to January 9, 2019.)

Party Information

Debtor(s):

STEWART DELGADO

Represented By
Jennifer Ann Aragon

Movant(s):

MECHANICS BANK fka

Represented By
Brett C Rafferty

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, January 9, 2019

Hearing Room 1539

10:00 AM

2:18-22810 Patrick Donatien

Chapter 7

**#2.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
2007 Toyota Camry
[Presumption of undue hardship]**

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(CALL WITH MATTER NO. 3 -- 2 VEHICLES)

Is debtor driving the vehicle? If not, who is? Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? Hearing required.

Party Information

Debtor(s):

Patrick Donatien

Represented By
Chellei G Jimenez

Movant(s):

TOYOTA MOTOR CREDIT

Represented By
John Rafferty

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Wednesday, January 9, 2019

Hearing Room 1539

10:00 AM

2:18-22810 Patrick Donatien

Chapter 7

#3.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
2013 Toyota Corolla
[Presumption of undue hardship]

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(CALL WITH MATTER NO. 2 -- 2 VEHICLES)

Is debtor driving the vehicle? If not, who is? Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? Hearing required.

Party Information

Debtor(s):

Patrick Donatien

Represented By
Chellei G Jimenez

Movant(s):

TOYOTA MOTOR CREDIT

Represented By
John Rafferty

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, January 9, 2019

Hearing Room 1539

10:00 AM

2:18-18868 Oscar A Salazar

Chapter 7

#4.00 Debtor's Motion to Convert Chapter 7 to Chapter 13

fr. 11-7-18

Docket 25

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is not persuaded that debtor's failure to list either his community property interest in the residence or his spouse's income was in good faith, yet, with the income listed, debtor should have been in chapter 13. Plan in its current form does not work. Based on claims filed to date, plan is not a 100 percent plan. What is the debtor's response to the trustee's opposition to the motion? Hearing required.

Party Information

Debtor(s):

Oscar A Salazar

Represented By
Kevin Tang

Movant(s):

Oscar A Salazar

Represented By
Kevin Tang

Trustee(s):

John J Menchaca (TR)

Represented By
Wesley H Avery

**United States Bankruptcy Court
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Wednesday, January 9, 2019

Hearing Room 1539

10:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#5.00 Trustee's Motion for Order Compelling: 1) Turnover of Documents; 2) Debtor to Appear to the Section 341(a) Meeting of Creditors

Docket 58

Courtroom Deputy:

12/27/18 - Rika Kido, (949)340-3400, has been approved for telephonic appearance on 1/9/19 @ 10am

1/3/19 - R. Gibson Pagter, Jr. (714)541-6072 x221, has been approved for telephonic appearance on 1/9/19 @ 10am

Tentative Ruling:

If debtor wants to be in bankruptcy, he will need to appear for examinations and supply documents requested by the trustee. Grant motion. Court will use contempt powers if necessary to ensure compliance. Continue hearing to date after scheduled appearance/response to ensure that debtor complies with order.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
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Wednesday, January 9, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#6.00 Debtor's Motion For Authority To Use Cash Collateral Of Alleged Secured Creditors

Docket 158

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Authorize debtor to utilize cash collateral for a period of 90 days for the purpose of paying the budgeted amounts, plus a variance of not more than 15 percent per item. All remaining amounts should be sequestered, with lenders' liens to attach to the unused funds.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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Wednesday, January 9, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#7.00 Debtor's Motion For Order Approving Post-Petition Debtor In Possession Financing Pursuant To 11 U.S.C. §364 (c)(3)

fr. 12-12-18

Docket 43

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for December 12, 2018:

Court does not understand the transaction and where the loan proceeds will be going. How will the debtor make the required payments? Isn't this just an expensive bandaid that buys the debtor only 3.5 months and places unsecured creditors further behind more secured debt? Has anyone expressed an interest in buying the debtor's property at any price?

Hearing required.

Final Ruling for December 12, 2018:

Continue hearing to January 9, 2019 at 10:00 a.m. Court requested that Debtor and Mr. Neistadt attend continued hearing in person to answer questions raised in tentative ruling.

Tentative Ruling for January 9, 2019:

Tentative ruling from December 12, 2018 remains unchanged.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

**United States Bankruptcy Court
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Wednesday, January 9, 2019

Hearing Room 1539

11:00 AM

2:18-11392 Phoenix Warehouse of California, LLC

Chapter 7

#100.00 Debtor's Motion for Determination of Time and Place of Rule 2004 Examination to be Conducted by Creditor Yadira Espinoza, and Request for Payment of Mileage pursuant to Federal Rule of Bankruptcy Procedure 9004(E)

fr. 11-28-18

Docket 37

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 28, 2018:

The 2004 Examination that the Court ordered was that of the Debtor, not that of Chris Antonucci. The fact that the debtor selected as the person most knowledgeable someone who lived outside the district in which the debtor filed bankruptcy is not the creditor's problem. The debtor filed in this district. The creditor can conduct the debtor's examination here without paying the travel expenses of the debtor's principal and isn't required to conduct the examination by video if she doesn't want to. If the debtor wants the examination to occur outside of the Central District of California and the creditor is amenable to that accommodation, debtor can pay the travel expenses of the creditor and her counsel.

Deny request for order requiring creditor to pay debtor's travel expenses. Enter order requiring debtor to make the person most knowledgeable available in Los Angeles at no expense to creditor. Creditor should give debtor not less than four possible dates for deposition in January.

Rulings on Evidentiary Objections:

1. Overrule.
2. Overrule. (Clearly, declarant is stating his opinion, rather than an objective fact.)

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CONT... Phoenix Warehouse of California, LLC

Chapter 7

3. Overrule.
4. Overrule.
5. Overrule.
6. Objection does not recite text to which objection relates. Overrule.
7. Overrule. (Again, declarant is stating his opinion.)
8. Overrule.
9. Overrule.
10. Overrule.
11. Overrule.
12. Overrule. (This is argument, not testimony.)
13. Overrule.

Final Ruling for November 28, 2018:

Court will issue OSC why case should not be dismissed based on debtor's refusal/failure to provide a knowledgeable witness concerning its operations in the district in which it chose to file bankruptcy. Court will conduct a hearing on that OSC on January 9, 2019 at 11:00 a.m. Oppositions will be due by December 26, 2018.

Tentative Ruling for January 9, 2019:

Revisit status of this motion after conclusion of hearing on Order to Show Cause re Dismissal.

Party Information

Debtor(s):

Phoenix Warehouse of California,

Represented By
Walter K Oetzell
Uzzi O Raanan ESQ
John N Tedford

Movant(s):

Phoenix Warehouse of California,

Represented By
Walter K Oetzell
Uzzi O Raanan ESQ
John N Tedford

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11:00 AM

CONT... Phoenix Warehouse of California, LLC

Chapter 7

Trustee(s):

Peter J Mastan (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, January 9, 2019

Hearing Room 1539

11:00 AM

2:18-11392 Phoenix Warehouse of California, LLC

Chapter 7

#101.00 Yadira Espinoza's Motion for an Order to Show Cause regarding Contempt
fr. 11-28-18

Docket 42

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 28, 2018:

Continue hearing to give debtor an opportunity to attend deposition in Los Angeles now that court has clarified that attendance here without reimbursement of expenses is required. If debtor fails to comply with court order requiring attendance here, court will issue OSC re contempt.

Final Ruling for November 28, 2018:

See final ruling on matter no. 100.

Tentative Ruling for January 9, 2019:

Revisit status of this motion after conclusion of hearing on Order to Show Cause re Dismissal.

Party Information

Debtor(s):

Phoenix Warehouse of California,

Represented By
Walter K Oetzell
Uzzi O Raanan ESQ
John N Tedford

Movant(s):

Yadira Espinoza

Represented By

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Wednesday, January 9, 2019

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11:00 AM

CONT... Phoenix Warehouse of California, LLC

Chapter 7

Mark A. Ozzello

Trustee(s):

Peter J Mastan (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
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Courtroom 1539 Calendar**

Wednesday, January 9, 2019

Hearing Room 1539

11:00 AM

2:18-11392 Phoenix Warehouse of California, LLC

Chapter 7

#102.00 Order (i) to Show Cause Why this Case should not be Dismissed Based on Debtor's Refusal/Inability to Provide a Knowledgeable Witness within the District at no Expense to Creditors

Docket 51

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor reports that parties have agreed to conduct examination of witness by video on January 30, 2019. Continue hearing until sometime after the scheduled examination to ensure that examination actually proceeds without incident in the manner in which the parties have agreed.

Party Information

Debtor(s):

Phoenix Warehouse of California,

Represented By
Walter K Oetzell
Uzzi O Raanan ESQ
John N Tedford

Trustee(s):

Peter J Mastan (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 9, 2019

Hearing Room 1539

2:00 PM

2:15-26115 Victor Manuel Martinez and Justine Marie Martinez

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 61

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Victor Manuel Martinez

Represented By
Leon D Bayer

Joint Debtor(s):

Justine Marie Martinez

Represented By
Leon D Bayer

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 9, 2019

Hearing Room 1539

2:00 PM

2:16-20283 7969 Group, LLC

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 56

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

7969 Group, LLC

Represented By
Raj T Wadhvani

Trustee(s):

David M Goodrich (TR)

Represented By
Jeremy Faith
Noreen A Madoyan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 9, 2019

Hearing Room 1539

2:00 PM

2:16-18509 West Coast Recycling Services, Inc.

Chapter 7

#202.00 Interim Application for Compensation and Reimbursement of Expenses for LEA Accountancy, LLP, Accountant, Period: 7/5/2016 to 12/12/2018
[Fees requested: \$26,901.50, Expenses: \$414.44]

Docket 64

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Provided applicant supplies written statement from client, grant application. Allow on interim basis fees of \$26,901.50 and costs of \$414.44. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds.

Party Information

Debtor(s):

West Coast Recycling Services, Inc.

Represented By
James D. Hornbuckle

Trustee(s):

Sam S Leslie (TR)

Represented By
Christian T Kim
James A Dumas Jr

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 9, 2019

Hearing Room 1539

2:00 PM

2:16-18509 West Coast Recycling Services, Inc.

Chapter 7

#203.00 First Interim Application for Compensation and Reimbursement of Expenses for DUMAS & KIM, APC., Trustee's Attorney, Period: 6/27/2016 to 12/14/2018
[Fees requested: \$162,388.00, Expenses: \$4,237.09]

Docket 63

Courtroom Deputy:

1/2/19 - Sam Leslie, (213)368-5000, has been approved for telephonic appearance on 1/9/19 @ 2pm

Tentative Ruling:

Grant application. Allow on interim basis fees of \$162,388 and costs of \$4,237.09. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

West Coast Recycling Services, Inc.

Represented By
James D. Hornbuckle

Movant(s):

DUMAS & KIM, APC.

Represented By
James A Dumas Jr

Trustee(s):

Sam S Leslie (TR)

Represented By
Christian T Kim
James A Dumas Jr

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 9, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#204.00 First Interim Application for Compensation and Reimbursement of Expenses for M. Jonathan Hayes, Debtor's Attorney, Period: 6/18/2018 to 12/14/2018
[Fees requested: \$74,028.50, Expenses: \$508.87]

Docket 155

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$74,028 and costs of \$508.87. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

2:17-14366 Jose Antonio Mejia

Chapter 7

#1.00 Motion for Fine and/or Disgorgement of Fees Against Bankruptcy Petition Preparer Jonathan A. Baez and Centric Legal Needs under 110(h)(5)

Docket 41

***** VACATED *** REASON: 1/4/19 - ORDERED ENTERED
RESOLVING MOTION**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/4/19 -- As no objections were received in a timely manner, Court entered order resolving matter. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Jose Antonio Mejia

Represented By
A Mina Tran

Trustee(s):

Richard K Diamond (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

2:18-19219 Toni Denise Hampton

Chapter 7

#2.00 Motion for Fine and/or Disgorgement of Fees Against Bankruptcy Petition
Preparer Anita Miller

Docket 20

*** VACATED *** REASON: 1/4/19 - STIPULATED ORDER ENTERED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/4/19 -- Court approved stipulated order resolving matter. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Toni Denise Hampton Pro Se

Trustee(s):

Elissa Miller (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#3.00 U.S. Trustee's Motion to Convert, Dismiss or Appoint a Chapter 11 Trustee with an Order Directing Payment of Quarterly Fees and Judgment Thereon

fr. 11-7-18

Docket 22

***** VACATED *** REASON: 12/21/18 - WITHDRAWN**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Todd Neilson has been selected as the chapter 11 trustee in this case. Continue hearing approximately 60 days to give movant and trustee an opportunity to confer with regard to the future of this case.

OFF CALENDAR. MOTION HAS BEEN WITHDRAWN.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#4.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 11-7-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Discuss with trustee why he believes that keeping this case in chapter 11 makes more sense than converting the case to chapter 7. When does trustee think he will have all of the appropriate insurance coverages in place? Continue status conference for approximately 90 days.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#5.00 U.S. Trustee's Motion under 11 U.S.C. section 1112(b)(1) to Convert, Dismiss or Appoint Chapter 11 Trustee with an Order Directing Payment of Quarterly Fees and for Judgment Thereon

fr. 11-28-18

Docket 13

***** VACATED *** REASON: 1/9/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

1/9/19 - Hattie Yip, (213)894-1507, has been approved for telephonic appearance on 1/10/19 @ 10am

Tentative Ruling:

Tentative Ruling for November 28, 2018:

Debtor's response is long on argument, but extremely short on facts and is not supported by a declaration. Debtor appears to have filed some schedules by this point, but has he remedied any of the other deficiencies outlined in the motion? (Case was filed on October 10, 2018.)

Hearing required.

Final Ruling for November 28, 2018:

Continue hearing to January 10, 2019 at 10:00 a.m. to give debtor a further opportunity to come into compliance.

Tentative Ruling for January 10, 2019:

What, if any, progress has debtor made since prior hearing in resolving compliance issues? Hearing required.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Debtor(s):

Andrew Stephen Hennigan

Pro Se

Movant(s):

United States Trustee (LA)

Represented By
Kenneth G Lau

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#6.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18

Docket 1

Courtroom Deputy:

1/9/19 - Hattie Yip, (213)894-1507, has been approved for telephonic appearance on 1/10/19 @ 10am

Tentative Ruling:

Tentative Ruling for November 28, 2018:

If motion to dismiss is not granted, set deadline for serving notice of bar date and bar date. For debtor's reference, court will not combine hearing on disclosure statement and plan.

Why does the debtor plan to wait until July 2019 to take the California Bar Exam? Why didn't the debtor register for the February bar examination? (Late registration is still available until November 30 for an additional fee of \$50. Applicants can even register from December 1 through January 15 for an additional fee of \$250 instead of \$50.)

Debtor was a full time student in 2016. How long did debtor work at Paul Hastings before he was terminated? Court would like more information concerning the facts and circumstances of debtor's termination and why debtor believes he has a valuable claim for relief.

Debtor does not own a house or a car and has no income (although his schedule reflects a briefcase worth \$5,000??). Why is this a chapter 11 case? Why did the debtor move to Los Angeles if he has a license to practice law in the State of New York? Wouldn't it have been easier to find another job in New York than in California?

Final Ruling for November 28, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Debtor must serve and file notice of bar date not later than December 14, 2018. Bar date will be February 4, 2019. Court will continue status conference to January 10, 2019 at 10:00 a.m. Debtor should file updated status report by December 31, 2018.

12/3/18 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 4, 2019

Cont'd status conference -- January 10, 2019 at 10:00 a.m.

L/D to file updated status report -- December 31, 2018

Tentative Ruling for January 10, 2019:

Debtor was supposed to have served notice of bar date by December 14, 2018. He served notice on December 21, 2018 (according to the proof of service attached to the notice filed with the court). The issue is when the notice was served on creditors, not when it was filed with the Court. Does the debtor have, or can the debtor truthfully execute, a declaration under penalty of perjury attesting to service on creditors of the notice of bar date on or before December 14, 2018? If not, set new bar date and require debtor to serve a new notice that explains that, because he failed to serve the prior notice in a timely manner, the Court has set a new deadline for the filing of claims.

The debtor's updated status report was filed on December 31, 2018, but does not contain a proof of service and no service copy was provided to the Court. Require debtor to file a declaration in which he states under penalty of perjury that he has read and is familiar with the local rules of the court and the court manual. Otherwise, court will insist that debtor retain counsel if he wants to remain in chapter 11.

Debtor is not licensed to practice in the State of California and should not use the abbreviation "Esq." after his name on pleadings, as that implies that one is an attorney.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 10, 2019

Hearing Room 1539

10:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Has the debtor filed the October 2018 operating report? How about the November 2018 operating report? Has the debtor now signed up for the California bar exam?

Court granted the US Trustee's ex parte application for an extension of time to respond to the debtor's application to employ VWM Analytics. The debtor proposes to employ this firm to prepare an expert report concerning the damages that he intends to assert against Paul Hastings, which is arguably premature. Debtor will have more than ample time to employ a damages expert in light of the fact that he has not even filed a lawsuit against the firm (is this still the case?) and the court assumes that liability will be contested. (Debtor reports that he cannot obtain a right to sue letter from the EEOC in light of the government shutdown.)

Party Information

Debtor(s):

Andrew Stephen Hennigan

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

10:00 AM

2:18-10808 Clotrimazole, Inc.

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 953 Schumacher Drive Los Angeles CA 90048

MOVANT: FASHION TRADE MARKS CORPORATION

Docket 66

***** VACATED *** REASON: CONT'D. TO 2/5/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. CONTINUED TO FEBRUARY 5, 2019 AT 10:00 A.M.

Party Information

Debtor(s):

Clotrimazole, Inc.

Represented By
Alan F Broidy

Movant(s):

Fashion Trade Marks Corporation

Represented By
Johnny White

Trustee(s):

Sam S Leslie (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

10:00 AM

2:18-23018 Matthew Joseph Sharafi

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 HONDA CR-V, VIN # 3CZR M3H3 4GG7 06867

MOVANT: HONDA LEASE TRUST

Docket 10

Courtroom Deputy:

1/8/19 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 1/15/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Matthew Joseph Sharafi

Represented By
Daniel King

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:16-17847 Ruth Barnes

Chapter 7

Adv#: 2:17-01196 Dahan v. Barnes

#200.00 Status Conference re: 41 Objection/revocation of discharge - 727(c), (d),(e)),(62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Shmuel and Theodora Dahan against Ruth Barnes

fr. 5-16-17, 8-29-17, 11-28-17, 2-27-18, 6-5-18, 9-11-18, 11-6-18

Docket 1

***** VACATED *** REASON: 11/26/18 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 6, 2017:

Explain to debtor the importance of participating in the preparation of joint status reports and other pretrial procedures as set forth in local bankruptcy rules. Plaintiff requests that this matter trail UST's 727 action. Continue status conference to August 29, 2017 at 2:00 p.m. to coincide with status conference in UST's adversary proceeding.

Tentative Ruling for August 29, 2017:

Continue status conference to same date and time as pretrial conference in matter no. 207.

Tentative Ruling for November 28, 2017:

If court grants motion to dismiss 727 action, there is no longer any reason to trail this action. Set continued status conference and require parties to file joint status report in connection with that conference.

Tentative Ruling for February 27, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

CONT...

Ruth Barnes

Chapter 7

Where is status report that should have been filed February 13, 2018?
Hearing required.

3/6/18 -- Court signed scheduling order setting following dates:
Cont'd status conference -- June 5, 2018 at 2:00 p.m.
L/D to file joint status report -- May 22, 2018
L/D to conduct discovery -- June 30, 2018
Debtor admonished to check her email, including spam filter, to make sure
that she participates in preparation of joint status report in a timely manner.

Tentative Ruling for June 5, 2018:

Set deadline for filing pretrial motions. Order parties to complete a day of
mediation prior to date of hearing on pretrial motions.

6/6/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- September 11, 2018 at 2:00 p.m.
L/D to file joint status report -- August 28, 2018
L/D to file pretrial motions -- September 17, 2018
L/D to complete mediation -- August 17, 2018
L/D to lodge order appointing mediators -- June 29, 2018

7/16/18 -- Court approved order appointing mediators.

Tentative Ruling for September 11, 2018:

Mediator reports that the matter settled. What is the structure of the parties'
settlement?

Tentative Ruling for November 6, 2018:

Continue hearing to January 15, 2019 at 2:00 p.m. to give the parties an
opportunity to document and obtain approval for their proposed settlement.
APPEARANCES WAIVED ON NOVEMBER 6, 2018.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

CONT... Ruth Barnes

Chapter 7

11/26/18 -- Court approved stipulated judgment under section 523 and dismissal of claims under 727, fully resolving action. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Ruth Barnes

Represented By
Alan W Forsley

Defendant(s):

Ruth Barnes

Pro Se

Plaintiff(s):

Shmuel and Theodora Dahan

Represented By
Johnny White

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:17-19216 Steven M Bren

Chapter 7

Adv#: 2:17-01522 Jeffrey J. Bitetti, individually and as Trustee of v. Bren

#201.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Jeffrey J. Bitetti against Steven M. Bren

fr. 1-9-18, 4-10-18, 6-26-18, 9-27-18, 10-9-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/16/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/25/18 -- Court approved stipulation continuing hearing to October 9, 2018 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 27, 2018.

Tentative Ruling for October 9, 2018:

Revisit status of action after conclusion of hearing on motion for summary judgment.

1/9/19 -- Court approved stipulation continuing discovery cutoff to April 30, 2019 and continuing status conference to April 16, 2019 at 2 pm. OFF CALENDAR FOR JANUARY 15, 2019.

Party Information

Debtor(s):

Steven M Bren

Represented By
Robert S Altagen

Defendant(s):

Steven M. Bren

Represented By
Robert S Altagen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

CONT... Steven M Bren

Chapter 7

Plaintiff(s):

Jeffrey J. Bitetti, individually and as

Represented By
Roger F Friedman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Leonard M Shulman
Ryan D ODea

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:18-10510 Lisa Nicole Brubaker

Chapter 7

Adv#: 2:18-01230 Brubaker v. Firstmark Access Group et al

#202.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Lisa Nicole Brubaker against Firstmark Access Group , Nelnet Loan Service Inc , Deutsche Bank ELT Access Group , American Student Loan Assistance
fr. 9-26-18, 10-23-18

Docket 1

Courtroom Deputy:

1/2/19 - Scott Schiff, (310)276-2026, has been approved for telephonic appearance on 1/15/19 @ 2pm

Tentative Ruling:

Set discovery cutoff for late February. Set pretrial conference for late March. Require parties to complete a day of mediation prior to date of pretrial conference.

Party Information

Debtor(s):

Lisa Nicole Brubaker Pro Se

Defendant(s):

Firstmark Access Group Pro Se

Nelnet Loan Service Inc Pro Se

Deutsche Bank ELT Access Group Pro Se

Educational Credit Management Represented By
Scott A Schiff

AccessLex Institute dba Access Represented By
Scott S Weltman

AccessLex Institute dba Access Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

CONT...

Lisa Nicole Brubaker

Scott S Weltman

Chapter 7

Plaintiff(s):

Lisa Nicole Brubaker

Pro Se

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:18-18263 Elan Kim

Chapter 7

Adv#: 2:18-01370 Kim v. Kim et al

#203.00 Status Conference re: 72 (Injunctive relief - other),(91 (Declaratory judgment))
Complaint by Elan Kim against Won Il Kim, Yohan Lee, Jake Y Jung

Docket 1

Courtroom Deputy:

1/14/19 - Stella Havkin, (818)999-1568 ext. 1, has been approved for telephonic appearance on 1/15/19 @ 2pm

Tentative Ruling:

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Elan Kim

Represented By
Dale J Park

Defendant(s):

Won Il Kim

Represented By
Jack G Cairl

Yohan Lee

Represented By
Stella A Havkin

Jake Y Jung

Represented By
Stella A Havkin

Plaintiff(s):

Elan Kim

Represented By
Dale J Park
Dale J Park

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

CONT... Elan Kim

Chapter 7

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:18-19397 Jeffrey Donohue

Chapter 7

Adv#: 2:18-01376 NATIONAL FUNIDNG, INC., a California v. Donohue

#204.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by National Funding, Inc., a California against Jeffrey Donohue

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Where is joint status report that should have been filed two weeks before the status conference? How long do the parties anticipate it will take to complete discovery? Is this an appropriate matter to be sent to an early mediation? Does either party currently contemplate any pretrial motions? Hearing required.

Party Information

Debtor(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Defendant(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Plaintiff(s):

NATIONAL FUNIDNG, INC., a

Represented By
Jennifer Eileen Duty

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#205.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Timothy J. Yoo against Merchant Advance Pay, Inc.

Docket 1

Courtroom Deputy:

1/14/19 - Stella Havkin, (818)999-1568 ext. 1, has been approved for telephonic appearance on 1/15/19 @ 2pm

Tentative Ruling:

Why don't the parties want this matter sent to mediation? Hearing required.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

CONT... Onebada, Inc

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:18-21897 Alberto C. Garcia

Chapter 7

Adv#: 2:18-01377 Yoo v. Garcia et al

#206.00 Status Conference re: 31 (Approval of sale of property of estate and of a co-owner - 363(h)),(11 (Recovery of money/property - 542 turnover of property))
Complaint by Timothy J Yoo against Julissa Garcia, Victoria Garcia

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Plaintiff reports that defendant has agreed to stipulate to judgment. When does Trustee anticipate that he will be in a position to file stipulation and lodge stipulated judgment?

Party Information

Debtor(s):

Alberto C. Garcia

Represented By
Frank X Ruggier

Defendant(s):

Julissa Garcia

Pro Se

Victoria Garcia

Pro Se

Joint Debtor(s):

Nichole L. Garcia

Represented By
Frank X Ruggier

Plaintiff(s):

Timothy J Yoo

Represented By
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By

**United States Bankruptcy Court
Central District of California
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Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

CONT...

Alberto C. Garcia

Carmela Pagay

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 15, 2019

Hearing Room 1539

2:00 PM

2:18-20916 Lucie Idleman

Chapter 7

#207.00 Status Conference re: Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 3400 Palos Verdes Drive East, Rancho Palos Verdes, CA 9275

MOVANT: ATTESSA PROPERTIES

fr. 10-2-18, 10-16-18

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 2, 2018:

Grant with waiver of Rule 4001(a)(3).

Final Ruling for October 2, 2018:

Continue hearing to October 16, 2018 at 10:00 a.m. Trustee shall have to and including October 12, 2018 to file and serve any supplemental opposition to the motion. Any supplemental reply shall be filed and served by October 15, 2018.

Tentative Ruling for October 16, 2018:

Court has reviewed the trustee's supplemental opposition. Court agrees that relief from stay should not be granted to permit anyone to proceed with an unlawful detainer action, but court wants to discuss with parties whether it is appropriate to grant relief from stay to the extent necessary to permit the litigation concerning title to the property to continue. In the alternative, these issues could be resolved in bankruptcy court, as this court has exclusive jurisdiction to determine what is, or is not, property of the estate, but the action would need to be removed to this court or a new adversary proceeding commenced to resolve these issues.

Final Ruling for October 16, 2018:

Continue hearing to January 15, 2019 at 2:00 p.m. as a holding date/status conference on motion. No new briefing is requested or required. Have the parties had an opportunity to consider whether the litigation concerning title should be removed to bankruptcy court?
Hearing required.

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CONT... Lucie Idleman

Chapter 7

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Movant(s):

Attessa Properties

Represented By
Sharon Y Adams
Bobby Samini

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, January 16, 2019

Hearing Room 1539

10:00 AM

2:17-17307 Richard Jimenez

Chapter 7

#1.00 Debtor's Motion For an Order Declaring Creditor Bedford's State Court Judgments based on Prepetition Debt Void

Docket 75

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This matter is not as clear cut as debtor represents. The order granting relief prohibited the movant from pursuing monetary claims attributable to the prepetition period, but that is not what these complaints do. The three complaints seek past due rent for the post-petition period only. All three were filed in late September 2017 and seek past due rents in an amount equal to three months' rent. The bankruptcy was filed on June 15, 2017. Three months x \$5,000 = \$15,000. Three months x \$4,500 = \$13,500.

The three leases were deemed rejected by operation of law on the 60th day of the case, but that does not mean that only the estate is liable. In fact, the opposite is true. Rejection means that the *estate* does not become liable on the obligation and that the leases are treated as having been breached prepetition; however, only prepetition obligations are discharged. If the debtor held over post-petition, he may be liable for the value of his use of the premises not under the lease, per se, but by virtual of his having held over.

Debtor contends that he did not set foot on the premises post-petition, but someone defended the unlawful detainer actions on his behalf or in his name. The only parties who might have done such a thing, if not the debtor, would be someone in possession of the premises. If the debtor put someone in possession of these properties and did not return possession of the premises to the landlord with the premises unoccupied, the debtor might be liable for the value of the post-petition use.

Continue hearing to give debtor an opportunity to provide more evidence concerning who he placed in possession of the premises and when they

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Wednesday, January 16, 2019

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10:00 AM

CONT... Richard Jimenez

Chapter 7

vacated (or what the debtor did to secure the premises or to return possession of them to the lessor), as well as to brief the issue of whether the debtor would be liable for the value of the use if persons he placed in possession hold over post-petition.

Party Information

Debtor(s):

Richard Jimenez

Represented By
Sevag S Simonian
Christopher E Stiner

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#200.00 MUFG Union Bank's Motion to Convert Case From Chapter 11 to 7, or in the alternative Dismiss the Case

fr. 3-14-18, 5-16-18, 5-30-18, 8-1-18, 10-24-18, 12-12-18

Docket 103

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 14, 2018:

Court is not prepared to convert or dismiss the case at this time. Continue hearing on motion for approximately 90 days to see if debtor files a plan of reorganization that has any realistic prospect of being confirmed.

Final Ruling for March 14, 2018:

Continue hearing to May 16, 2018 at 2:00 p.m. Briefing closed.

Tentative Ruling for August 1, 2018:

Revisit status of motion after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

Tentative Ruling for January 16, 2019:

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CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Revisit status of motion after conclusion of related matters on calendar.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

MUFG UNION BANK, N.A.

Represented By
Richard Sontag

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Wednesday, January 16, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#201.00 Motion for Entry of Order:

- 1) Approving Debtor's Disclosure Statement
- 2). Approving Solicitation voting, balloting and notice procedures
- 3). Setting Confirmation Hearing and certain deadlines in connection with the Debtor's Plan of Reorganization

fr. 5-30-18, 8-1-18, 10-24-18, 12-12-18

Docket 127

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
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Wednesday, January 16, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Movant(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#202.00 Debtor's Amended Disclosure Statement describing Debtor's Amended Chapter 11 Plan of Reorganization

fr. 8-1-18, 10-24-18, 12-12-18

Docket 160

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has a number of proposed revisions to the form of the plan and disclosure statement that will be discussed on the record at the time of hearing on the disclosure statement.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

The court is not satisfied with the rate at which this chapter 11 case is proceeding. The debtor is willing to make monthly payments if and only if the lender agrees to a payment plan that does not require the consent of debtor's estranged spouse. As it appears that this case will continue to drag on for an extended period before the court will know what support payments the debtor can rely on, it would be appropriate for there to be a cost or compensation to the lender for the extent of this delay. Require debtor to make monthly payments as a condition to continuation of the automatic stay.

Final Ruling for December 12, 2018:

Continue all hearings to January 16, 2019 at 2:00 p.m. Debtor will pay

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Wednesday, January 16, 2019

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2:00 PM

CONT...

Erin Nicole Feldmar-DeVitre

Chapter 11

\$3,500 to lender, delivered to counsel, by 3:00 p.m. on Friday, December 14, 2019. If debtor does not pay this amount, counsel for lender may file a declaration and court will grant motion to convert. Debtor should file updated status report by January 14, 2019 containing evidence and argument as to appropriate amount of adequate protection payment to pay each month. (Regular payment under loan is approximately \$6,900; plan contemplates monthly payment of \$8,000.)

Tentative Ruling for January 16, 2019:

Debtor reports that, in family law mediation on November 9, 2019, debtor and husband agreed to temporary support at the rate of \$8,000. Debtor anticipates generating an additional \$2,500 per month by renting out the property located at 530 South Bentley, commencing in July. Debtor also receives approximately \$4,133 per month (paid quarterly) from a partial real estate interest that she inherited post-petition from her father. Debtor reports having made the first \$3,500 and has a bankruptcy mediation scheduled for January 18, 2019.

Require debtor to make a second adequate protection payment, this one for \$4,500 and continue hearings another 30 days to give the parties an opportunity to participate in bankruptcy mediation.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Wednesday, January 16, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#203.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 6-28-17, 10-4-17, 1-24-18, 2-28-18, 3-14-18, 5-16-18, 5-30-18, 10-24-18,
12-12-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for service of bar date and bar date.

Order authorizing counsel's employment was signed/entered June 14, 2017. Debtor is an attorney who consults, yet the vast majority of the income reflected on the budget is "monthly support." Is this from her ex-husband? Approximately how many hours per week does debtor spend doing legal-related work?

Where is the debtor currently living? Is the Bentley property habitable? What happened to the property that gave rise to the \$70,000 in insurance proceeds? What transpired in the state court that led to the entry of a judgment against the debtor "on procedural grounds"?

Why are there two separate lines that both include the cost of summer school and camp for debtor's child/children? Where do debtor's children go to school? Debtor's financial troubles include, according to the status report, medical bills. Budget does not include a line-item for medical insurance. Why not? Are these medical bills likely to be recurring or were they the result of a condition that has now been cured or eliminated?

The entries for home insurance and car insurance on the budget are blank. Who pays for these expenses? Does the debtor have a car? There do not appear to be any vehicle-related expenses on the budget. Why no?

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2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Hearing required.

6/29/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017

Bar date -- August 31, 2017.

7/6/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017

Bar date -- August 31, 2017.

Cont'd case status conference -- October 4, 2017 at 11:00 a.m.

L/D to file updated status report -- September 22, 2017.

Tentative Ruling for October 4, 2017:

How much work remains to be done on the property? Does the debtor have an estimate as to when the property will be in a condition to be rented?

Hearing required.

Tentative Ruling for February 28, 2018:

Continue hearing to March 14, 2018 at 10:00 a.m. to be heard concurrently with motion to convert set for same date and time. APPEARANCES WAIVED ON FEBRUARY 28, 2018.

Tentative Ruling for March 14, 2018:

Revisit status of case after conclusion of hearing on related motions.

3/19/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 16, 2018 at 2:00 p.m.

Filing of updated status report waived

L/D for debtor to file plan and disclosure statement -- March 30, 2018\

Hearing on disclosure statement -- May 16, 2018 at 2:00 p.m.

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2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Tentative Ruling for August 1, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

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Wednesday, January 16, 2019

Hearing Room 1539

2:00 PM

2:18-11701 WDH Contractor Services, LLC

Chapter 11

#204.00 Debtor's Objection to Claim #5 by Claimant State Compensation Insurance Fund in the amount of \$497,459.66

fr. 9-26-18, 10-24-18, 11-14-18, 12-19-18

Docket 84

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/20/18 -- Court approved stipulation continuing hearing to October 24, 2018 at 10:00 a.m. OFF CALENDAR FOR SEPTEMBER 26, 2018.

Tentative Ruling for October 24, 2018:

There appear to be disputed issues of material fact. The court will not resolve this matter summarily and will require an evidentiary hearing after the parties have prepared a joint pretrial order highlighting the issues upon which they actually disagree. (It will not work to give the court two different calculations and leave it up to the court to ascertain why they are different. Pretrial order will need to set out the decision points that lead to the different calculations -- such as whether the start date should be April of 2015 or January of 2014; whether amounts paid to "independent contractors" are included in the calculations; whether the amounts paid to the insiders should be included in the calculations, etc.)

Discuss with parties whether there are issues that require discovery (perhaps at least an examination of someone familiar with the manner in which the calculations were performed on each side). Has the debtor consulted with anyone (an expert) with experience in audits of this type?

11/9/18 -- Court approved stipulation continuing deadline for State Fund to file and serve opposition to December 5, 2018, continuing reply deadline to December 12, 2018 and continuing hearing to December 19, 2018 at 10:00

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2:00 PM

CONT... WDH Contractor Services, LLC

Chapter 11

a.m. OFF CALENDAR FOR NOVEMBER 14, 2018.

Tentative Ruling for December 19, 2018:

Enter order allowing claim as a general unsecured claim in the amount of \$497,459.66, pursuant to the parties' stipulation. (Revisit whether court should sign existing order lodged by the parties approving stipulation.)

Final Ruling for December 19, 2018:

Court agreed to trail hearing along with confirmation process in that, once the plan is confirmed containing the terms agreed to by the parties, the claim objection will become moot.

Tentative Ruling for January 16, 2019:

Revisit status after conclusion of related matters on calendar.

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

**United States Bankruptcy Court
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Wednesday, January 16, 2019

Hearing Room 1539

2:00 PM

2:18-11701 WDH Contractor Services, LLC

Chapter 11

#205.00 Confirmation Hearing re: Third Amended Chapter 11 Plan of Reorganization in Small Business Case

Docket 123

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The plan violates the absolute priority rule, but the class of general unsecured creditors, Class 4A (which contains the deficiency claim of Ford Motor Credit and that of the State Compensation Insurance Fund, voted 100 percent in number and dollar amount to accept the plan, such that the rule does not even come into play.

Technically, since the convenience class is not being paid post-petition interest on their claims, they are still impaired and should have been permitted to vote, but they are being paid in full on the effective date, so the proposed plan treatment could be crammed down upon them. The only other impaired classes, classes 2A and 2B have voted in favor of confirmation.

Confirm plan under section 1129(a). Set post-confirmation status report for approximately 120 days after confirmation. Discuss with debtor's counsel form of confirmation order.

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

**United States Bankruptcy Court
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Wednesday, January 16, 2019

Hearing Room 1539

2:00 PM

2:18-11701 WDH Contractor Services, LLC

Chapter 11

#205.10 Motion to Confirm Debtor and Debtor's in Possession Small Business Chapter 11 Plan of Reorganization

Docket 148

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling for matter no. 205.

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

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2:18-11701 WDH Contractor Services, LLC

Chapter 11

#206.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 4-11-18, 8-15-18, 10-3-18, 10-24-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The term is a "pass through" entity, not a "path through" entity.

Debtor should not use form for status reports. Debtor should merely answer the questions in the court's status conference order. Form is extremely difficult to read, especially when combined in part with narrative sections.

Set deadline for serving notice of bar date and bar date. Debtor predicts that it will be able to file plan and disclosure statement by June 30? What, if anything, has to happen before debtor is in a position to file a plan? Hearing required.

4/13/18 -- Court approved order setting following dates:

L/D to serve notice of bar date -- April 13, 2018

Bar date --- May 31, 2018

L/D to file plan and disclosure statement -- June 30, 2018

Hearing on disclosure statement -- August 15, 2018 at 2:00 p.m.

Cont'd status conference -- August 15, 2018 at 2:00 p.m.

(Requirement of updated status report is waived.)

Tentative Ruling for October 24, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for January 16, 2019:

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2:00 PM

CONT... WDH Contractor Services, LLC

Chapter 11

If court confirms plan, take case status conference off calendar and schedule post-confirmation status conference.

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

**United States Bankruptcy Court
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Thursday, January 17, 2019

Hearing Room 1539

10:00 AM

2:18-12429 Dana Hollister

Chapter 11

#1.00

**MEDIATION HEARING
DEBTOR, DANA HOLLISTER
2:18-BK-12429NB
fr. 6-19-18, 11-20-18**

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Dana Hollister

Represented By
David A Tilem

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Wednesday, January 23, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#1.00 Status Conference re: Confirmation Hearing re: Fifth Amended Chapter 11 Plan of Reorganization

fr. 5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18

Docket 430

***** VACATED *** REASON: OFF CALENDAR. CONFIRMATION HEARING IS ON CALENDAR NOW. SEE CALENDAR NO. 2**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. CONFIRMATION HEARING IS ON CALENDAR NOW.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

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Wednesday, January 23, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#2.00 Confirmation Hearing re: Debtor's Altadena Lincoln Crossing LLC's Fifth Amended Plan of Reorganization dated March 7, 2018, as Modified November 30, 2018

Docket 724

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Rulings on Substantive Issues:

1. Grant EWB's request for judicial notice. Overrule objections thereto.
2. Deny request/overrule argument that feasibility cannot be assessed until EWB's appeal has been resolved. EWB did not obtain a stay pending appeal, so court will proceed with confirmation.
3. Allowance of \$600,000 exit fee was not intended to transform the fee from something other than an exit fee into a fee that is currently due and payable. Reject argument that it should be included in principal amount on which EWB is entitled to receive interest. Loan documents never contemplated that this fee would earn interest. This is a fee that, by definition, was to be paid at the time the obligation was paid off. The plan may retain the "exit fee" nature of this charge. Therefore, the debt service coverage ratio calculations in Ms. Nelson's expert report that use a higher figure for EWB's claim are inaccurate and the size of the necessary risk adjustment discussed below can be reduced in light of the additional interest that this fee represents.
4. Court will never be able to confirm a plan if it continues the hearing repeatedly to permit EWB to add attorneys' fees accrued through the present date. And an objection to plan confirmation is not the appropriate procedural vehicle for allowing EWB additional attorneys' fees. Plan or confirmation order should contain provisions to permit the court to retain jurisdiction to resolve disputes concerning additional attorneys' fees due EWB. Once

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10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

additional attorneys' fees have been allowed, they can be added to amount to be paid over plan term. Additional fees added to the principal amount of the claim will not have a material impact on the feasibility of plan and can therefore be resolved later.

5. Court rejects argument that there is an efficient market for a loan of this type. (This is not merely a factual issue. It is a mixed issue of fact and law, the legal issue being what this phrase means in the context of a chapter 11 case. And Nelson declaration provides sufficient factual support for this finding as well.) Court will use a Till/formula analysis -- starting with the prime rate and adjusting for risk. The base rate (the starting point) is the prime rate, not the 5, 7 or 10 year treasury rate. Moreover, as Tarter notes in a footnote, the lenders making loans in this allegedly efficient market would have required written confirmation that 24-hour fitness would renew its lease. We don't have that here. We also have an amortization over 30, rather than 25 years, interest only for the first year, initially a debt coverage ratio on the low end and a debtor with whom there is a significant history of resorting to bankruptcy filings in a number of which filings trustees were appointed based on the court's determination that there had been misconduct by the debtor's principals. There needs to be a risk adjustment above the prime rate. Note: It is significantly easier for the court to assess feasibility with a fixed rate. Court will calculate a fixed rate of interest.

6. If debtor is confident that this plan is feasible, plan should include provisions that prohibit subsequent filing or permit EWB to have relief from stay in subsequent bankruptcy case. Court does not want to see this case back in bankruptcy at a future date. (If the Court increases the interest rate, the debt coverage ratios will be even worse and feasibility even more questionable absent such provisions.) Recall that feasibility means that confirmation is not likely to be followed by a need for liquidation or reorganization not contemplated by the plan. Provisions contained in the plan (or the confirmation order) that contemplate a liquidation/foreclosure by EWB in the event of default and prevent a further restructuring of the obligation in a future bankruptcy case satisfy the feasibility requirement.

7. Require debtor to submit an additional declaration disclosing compensation arrangements for Greg Galletly.

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CONT... Altadena Lincoln Crossing LLC

Chapter 11

8. With regard to the \$57,000 credit that the debtor claims against amounts due EWB, the debtor is the primary obligor with regard to this obligation. The debtor owed EWB significantly more than this amount. The fact that EWB may have applied certain payments against default interest does not change the fact that the debtor owed amounts that were not default interest to EWB. This amount should be treated as a credit against payments to be made to the BGM affiliate to whom reimbursement is now due.

Rulings on Evidentiary Objections:

Schultz Declaration

Overrule evidentiary objections. Deny motion to strike as moot. Witness has adequately established his expertise in the required areas and has laid an adequate foundation for his testimony. EWB is free to cross-examine witness or dispute his testimony with expert or other testimony of its own, but his testimony is admissible.

Barclay Declaration

Overrule objections and deny motion to strike. Ms. Barclay prepared certain projections and explains in her declaration how she prepared them and the assumptions that she made in preparing them. If EWB believes the assumptions are unreliable, it can attempt to prove that with its own evidence or through cross-examination, but her projections and calculations are admissible.

Galletly Declaration:

1. Sustain (relevance).
2. Sustain (best evidence)
3. Sustain (relevance)
4. Sustain (relevance)
5. Sustain (relevance)
6. Overrule
7. Overrule
8. Overrule
9. Sustain (relevance)
10. Overrule

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 23, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

- 11. Overrule
- 11. Overrule (there are two objection #11s)
- 12. Overrule
- 13. Overrule
- 14. Overrule
- 15. Overrule

Tarter Declaration:

- 1. Overrule (witness is merely listing the documents he reviewed/considered)
- 2. Overrule
- 3-9. Sustain (Court does not believe that the lender's typical yield or cost of funds are relevant considerations in a cram down interest rate analysis. Moreover, the loan yields reflected are the lenders actual loan yields, not the loan yields for which it contracted. Unless 100 percent of its borrowers pay on time in accordance with loan terms, the contractual rate for which the lender bargained is likely to be higher than the actual loan yield.)

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 23, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#3.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-31-17, 6-14-17, 8-2-17, 10-4-17, 10-18-17, 11-29-17, 1-31-18, 2-28-18,
5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/22/17 -- Court granted motion setting bar date of August 9, 2017.

Tentative Ruling for May 31, 2017:

Continue case status conference to date that can serve as date of hearing on disclosure statement, unless debtor plans to commence payments instead of filing plan on 90th day.

Tentative Ruling for June 14, 2017:

Debtor has now filed plan and disclosure statement. Continue case status conference to date of hearing on disclosure statement.

Tentative Ruling for August 2, 2017:

Continue case status conference to date of continued hearing on disclosure statement.

8/31/17 -- Court signed order continuing hearing to October 18, 2017 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for October 10, 2018:

Revisit status of case after conclusion of related matters on calendar.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 23, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Tentative Ruling for October 24, 2018:

Continue case status conference to date and time of confirmation hearing.

Tentative Ruling for January 23, 2019:

Revisit status of case after conclusion of confirmation hearing.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By

Lisa Lenherr

Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 24, 2019

Hearing Room 1539

1:00 PM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#100.00 Confirmation Hearing re: Debtor's Altadena Lincoln Crossing LLC's Fifth Amended Plan of Reorganization dated March 7, 2018, as Modified November 30, 2018

fr. 1-23-19

Docket 724

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Rulings on Substantive Issues:

1. Grant EWB's request for judicial notice. Overrule objections thereto.
2. Deny request/overrule argument that feasibility cannot be assessed until EWB's appeal has been resolved. EWB did not obtain a stay pending appeal, so court will proceed with confirmation.
3. Allowance of \$600,000 exit fee was not intended to transform the fee from something other than an exit fee into a fee that is currently due and payable. Reject argument that it should be included in principal amount on which EWB is entitled to receive interest. Loan documents never contemplated that this fee would earn interest. This is a fee that, by definition, was to be paid at the time the obligation was paid off. The plan may retain the "exit fee" nature of this charge. Therefore, the debt service coverage ratio calculations in Ms. Nelson's expert report that use a higher figure for EWB's claim are inaccurate and the size of the necessary risk adjustment discussed below can be reduced in light of the additional interest that this fee represents.
4. Court will never be able to confirm a plan if it continues the hearing repeatedly to permit EWB to add attorneys' fees accrued through the present date. And an objection to plan confirmation is not the appropriate procedural vehicle for allowing EWB additional attorneys' fees. Plan or confirmation

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1:00 PM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

order should contain provisions to permit the court to retain jurisdiction to resolve disputes concerning additional attorneys' fees due EWB. Once additional attorneys' fees have been allowed, they can be added to amount to be paid over plan term. Additional fees added to the principal amount of the claim will not have a material impact on the feasibility of plan and can therefore be resolved later.

5. Court rejects argument that there is an efficient market for a loan of this type. (This is not merely a factual issue. It is a mixed issue of fact and law, the legal issue being what this phrase means in the context of a chapter 11 case. And Nelson declaration provides sufficient factual support for this finding as well.) Court will use a Till/formula analysis -- starting with the prime rate and adjusting for risk. The base rate (the starting point) is the prime rate, not the 5, 7 or 10 year treasury rate. Moreover, as Tarter notes in a footnote, the lenders making loans in this allegedly efficient market would have required written confirmation that 24-hour fitness would renew its lease. We don't have that here. We also have an amortization over 30, rather than 25 years, interest only for the first year, initially a debt coverage ratio on the low end and a debtor with whom there is a significant history of resorting to bankruptcy filings in a number of which filings trustees were appointed based on the court's determination that there had been misconduct by the debtor's principals. There needs to be a risk adjustment above the prime rate. Note: It is significantly easier for the court to assess feasibility with a fixed rate. Court will calculate a fixed rate of interest.

6. If debtor is confident that this plan is feasible, plan should include provisions that prohibit subsequent filing or permit EWB to have relief from stay in subsequent bankruptcy case. Court does not want to see this case back in bankruptcy at a future date. (If the Court increases the interest rate, the debt coverage ratios will be even worse and feasibility even more questionable absent such provisions.) Recall that feasibility means that confirmation is not likely to be followed by a need for liquidation or reorganization not contemplated by the plan. Provisions contained in the plan (or the confirmation order) that contemplate a liquidation/foreclosure by EWB in the event of default and prevent a further restructuring of the obligation in a future bankruptcy case satisfy the feasibility requirement.

**United States Bankruptcy Court
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Thursday, January 24, 2019

Hearing Room 1539

1:00 PM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

7. Require debtor to submit an additional declaration disclosing compensation arrangements for Greg Galletly.

8. With regard to the \$57,000 credit that the debtor claims against amounts due EWB, the debtor is the primary obligor with regard to this obligation. The debtor owed EWB significantly more than this amount. The fact that EWB may have applied certain payments against default interest does not change the fact that the debtor owed amounts that were not default interest to EWB. This amount should be treated as a credit against payments to be made to the BGM affiliate to whom reimbursement is now due.

Rulings on Evidentiary Objections:

Schultz Declaration

Overrule evidentiary objections. Deny motion to strike as moot. Witness has adequately established his expertise in the required areas and has laid an adequate foundation for his testimony. EWB is free to cross-examine witness or dispute his testimony with expert or other testimony of its own, but his testimony is admissible.

Barclay Declaration

Overrule objections and deny motion to strike. Ms. Barclay prepared certain projections and explains in her declaration how she prepared them and the assumptions that she made in preparing them. If EWB believes the assumptions are unreliable, it can attempt to prove that with its own evidence or through cross-examination, but her projections and calculations are admissible.

Galletly Declaration:

1. Sustain (relevance).
2. Sustain (best evidence)
3. Sustain (relevance)
4. Sustain (relevance)
5. Sustain (relevance)
6. Overrule
7. Overrule
8. Overrule

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 24, 2019

Hearing Room 1539

1:00 PM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

9. Sustain (relevance)
10. Overrule
11. Overrule
11. Overrule (there are two objection #11s)
12. Overrule
13. Overrule
14. Overrule
15. Overrule

Tarter Declaration:

1. Overrule (witness is merely listing the documents he reviewed/considered)
2. Overrule
- 3-9. Sustain (Court does not believe that the lender's typical yield or cost of funds are relevant considerations in a cram down interest rate analysis. Moreover, the loan yields reflected are the lenders actual loan yields, not the loan yields for which it contracted. Unless 100 percent of its borrowers pay on time in accordance with loan terms, the contractual rate for which the lender bargained is likely to be higher than the actual loan yield.)

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 24, 2019

Hearing Room 1539

1:00 PM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-31-17, 6-14-17, 8-2-17, 10-4-17, 10-18-17, 11-29-17, 1-31-18, 2-28-18,
5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18, 1-23-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/22/17 -- Court granted motion setting bar date of August 9, 2017.

Tentative Ruling for May 31, 2017:

Continue case status conference to date that can serve as date of hearing on disclosure statement, unless debtor plans to commence payments instead of filing plan on 90th day.

Tentative Ruling for June 14, 2017:

Debtor has now filed plan and disclosure statement. Continue case status conference to date of hearing on disclosure statement.

Tentative Ruling for August 2, 2017:

Continue case status conference to date of continued hearing on disclosure statement.

8/31/17 -- Court signed order continuing hearing to October 18, 2017 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for October 10, 2018:

Revisit status of case after conclusion of related matters on calendar.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, January 24, 2019

Hearing Room 1539

1:00 PM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Tentative Ruling for October 24, 2018:

Continue case status conference to date and time of confirmation hearing.

Tentative Ruling for January 23, 2019:

Revisit status of case after conclusion of confirmation hearing.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By

Lisa Lenherr

Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1151 9th Street, Manhattan Beach, California 90266

MOVANT: MARTINI & ASSOCIATES

Docket 67

Courtroom Deputy:

1/22/19 - Brandon Iskander, (949)340-3400, has been approved for telephonic appearance on 1/29/19 @ 10am

Tentative Ruling:

Chambers was not provided with a copy of the motion. Exhibits were not attached. Who is movant? Name does not appear in caption or in declaration. Moving papers say movant holds first deed of trust, but claim amount shown matches that of the second trust deed holder. Court cannot make heads or tails of this motion, which certainly does not establish cause to grant relief.

Deny motion without prejudice.

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Movant(s):

Martini & Associates

Represented By
Frank Martini

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

CONT...

Hedieh Lee

Lynda T Bui

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-20864 Eric Armenta

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 Ford Mustang, VIN 1ZVBP8AMXE5301855

MOVANT: FORD MOTOR CREDIT COMPANY, LLC.

Docket 12

Courtroom Deputy:

1/22/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 1/29/19 @ 10am

Tentative Ruling:

Grant relief from stay to the extent necessary to permit movant to proceed against insurance proceeds.

Party Information

Debtor(s):

Eric Armenta

Represented By
Steven L. Kimmel

Movant(s):

Ford Motor Credit Company LLC

Represented By
Jennifer H Wang

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-23981 Javier Ponce

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Toyota Tundra

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 7

Courtroom Deputy:

1/23/19 - Austin Nagel, (925)855-8080 x 205, has been approved for telephonic appearance on 1/29/19 2 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Javier Ponce

Represented By
Lauren M Foley

Movant(s):

Toyota Motor Credit Corporation

Represented By
Austin P Nagel

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-24305 Sandro Solis Ortiz

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Kia Optima, VIN 5XXGR4A76FG508407

MOVANT: TD AUTO FINANCE, LLC.

Docket 13

Courtroom Deputy:

1/22/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 1/29/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sandro Solis Ortiz

Represented By
Cynthia Grande

Movant(s):

TD Auto Finance LLC

Represented By
Jennifer H Wang

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-24861 Commercial Grinding Company, Inc.

Chapter 11

#5.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Balcor, LLC vs. Gale Sturdevant et al.. Docket Number 18CMCV00067, Los Angeles County

MOVANT: BALCOR, LLC.

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Chapter 11 cases do not get dismissed automatically for failure to file schedules. That is why the case was not dismissed when the debtor failed to file its schedules. The Court does not dismiss chapter 11 cases without analyzing whether it would be better to dismiss or convert the case or whether, if there is a dismissal, there should be a 180-day (or longer) bar to refiling. The Court ordinarily seeks input from the Office of the United States Trustee with regard to such motions and cannot effectively perform such an analysis without schedules that set forth the debtor's assets and liabilities.

Due to the shutdown, the US Trustee requested and obtained an extension of time to respond to an assortment of matters. The initial case status conference in this case is set for February 27, 2019 at 10:00 a.m. The Court will set a hearing on the debtor's motion to dismiss for the same date and time to give the U.S. Trustee an opportunity to express his views with regard to this matter and will direct the debtor to file its schedules so that the court can review them in connection with its consideration of this motion.

Grant motion for relief from stay with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Commercial Grinding Company, Inc.

Represented By

Vanessa M Haberbusch

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

CONT... Commercial Grinding Company, Inc.

Chapter 11

David R Haberbush

Movant(s):

Balcor, LLC

Represented By
Andrew Mase

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-24861 Commercial Grinding Company, Inc.

Chapter 11

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 6827 Walthall Way, Paramount, CA 90723

MOVANT: BALCOR, LLC.

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3). (See tentative ruling for matter no. 5 for a discussion of debtor's motion to dismiss.)

Party Information

Debtor(s):

Commercial Grinding Company, Inc.

Represented By
Vanessa M Haberbush
David R Haberbush

Movant(s):

Balcor, LLC

Represented By
Andrew Mase

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-24861 Commercial Grinding Company, Inc.

Chapter 11

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 6829 Walthall Way, Paramount, CA 90723

MOVANT: BALCOR, LLC.

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3). (See tentative ruling for matter no. 5 for a discussion of debtor's motion to dismiss.)

Party Information

Debtor(s):

Commercial Grinding Company, Inc.

Represented By
Vanessa M Haberbush
David R Haberbush

Movant(s):

Balcor, LLC

Represented By
Andrew Mase

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-23822 Susan Denise Kearney

Chapter 7

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 10000 Imperial Highway #A311 Downey, CA 90242

MOVANT: PRC MULTI-FAMILY, LLC.

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion with annulment, but without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Susan Denise Kearney

Pro Se

Movant(s):

PRC Multi-Family, LLC

Represented By
Todd A Brisco

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

10:00 AM

2:18-24860 Olga Montalvo

Chapter 7

#10.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 4929 Clara Street, Cudahy, CA 90201

MOVANT: CLEMENTE AND LIDIA MEZA

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Olga Montalvo

Pro Se

Movant(s):

CLEMENTE AND LIDIA MEZA

Represented By
Helen G Long

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:16-18509 West Coast Recycling Services, Inc.

Chapter 7

Adv#: 2:17-01481 Leslie v. Solis et al

#200.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Sam S. Leslie against Alfredo Solis, Mission Recycling, Inc., a California corporation

fr. 11-28-17, 2-27-18, 6-5-18, 9-11-18, 12-4-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 28, 2017:

Where is the status report that should have been filed two weeks before the status conference? What is the status of this matter? Hearing required.

Final Ruling for November 28, 2017:

Continue status conference to February 27, 2018 at 2:00 p.m. Parties should file joint status report not later than February 13, 2018.

Tentative Ruling for February 27, 2018:

Set discovery cutoff for August 30, 2018. Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

3/1/18 -- Court signed scheduling order with following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.
L/D to complete discovery -- August 30, 2018
L/D to complete mediation -- June 5, 2018

**United States Bankruptcy Court
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Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... West Coast Recycling Services, Inc.

Chapter 7

L/D to lodge mediation order -- March 16, 2018
L/D to file joint status report -- May 22, 2018

3/19/18 -- Court approved order appointing mediators.

Tentative Ruling for June 5, 2018:

Have the parties complied with this Court's order to complete a day of mediation prior to June 5, 2018? If not, why not?

6/6/18 -- Court signed order extending deadline to complete mediation to September 11, 2018.

7/30/18 -- Court approved order appointing mediator.

Tentative Ruling for September 11, 2018:

Parties report that matter has been settled and that draft agreement is being circulated. What is the structure of the proposed settlement?

Tentative Ruling for December 4, 2018:

Where is the joint status report that should have been filed by November 20? What, if any, progress has been made with regard to the parties' proposed settlement? Hearing required.

Final Ruling for December 4, 2019:

Continue hearing to January 29, 2019 at 2:00 pm to give parties an opportunity to pay the settlement payment and dismiss the action.

Tentative Ruling for January 29, 2019:

What, if anything, has transpired since last status conference? Hearing required.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... West Coast Recycling Services, Inc.

Chapter 7

Debtor(s):

West Coast Recycling Services, Inc.

Represented By
James D. Hornbuckle

Defendant(s):

Alfredo Solis

Represented By
James D. Hornbuckle

Mission Recycling, Inc., a California

Represented By
James D. Hornbuckle

Plaintiff(s):

Sam S. Leslie

Represented By
Christian T Kim
James A Dumas Jr

Trustee(s):

Sam S Leslie (TR)

Represented By
Christian T Kim
James A Dumas Jr

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:18-15497 Evelyn Yangmi Kim

Chapter 7

Adv#: 2:18-01262 Jindi Fshion INC, a California Corporation v. Kim

#201.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by Jindi Fshion INC, a California Corporation against Evelyn Yangmi Kim

fr. 10-16-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Issue OSC why defendant's answer should not be stricken and plaintiff permitted to proceed by way of default based on defendant's failure to participate in preparation of joint status report and failure to meet and confer as required by LBR 7026-1. (Court will need declaration that should have accompanied unilateral status report.)

Party Information

Debtor(s):

Evelyn Yangmi Kim

Represented By
Dale J Park

Defendant(s):

Evelyn Yangmi Kim

Pro Se

Plaintiff(s):

Jindi Fshion INC, a California

Represented By
Yong Bom Lee
Hyong C Kim

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:10-40803 Philis Groomes-Love

Chapter 11

Adv#: 2:18-01072 Groomes-Love v. WELLS FARGO BANK, N.A.

#202.00 Status Conference re: 72 (Injunctive relief - other),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Philis Groomes-Love against WELLS FARGO BANK, N.A..

fr. 5-15-18, 6-26-18, 7-31-18, 10-2-18

Docket 1

Courtroom Deputy:

1/23/19 - Philip Dapeer, (323)954-9144, has been approved for telephonic appearance on 1/29/19 @ 2pm

Tentative Ruling:

4/23/18 -- Court approved stipulation continuing hearing to June 26, 2018 at 2:00 p.m. OFF CALENDAR FOR MAY 15, 2018. NO APPEARANCE REQUIRED.

5/15/18 -- Court approved stipulation extending deadline to respond to complaint to June 15, 2018 and continuing status conference to July 31, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

6/13/18 -- Court approved stipulation extending deadline to respond to complaint to August 14, 2018 and continuing status conference to October 2, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for October 2, 2018:

Set discovery cutoff for March, 2019. Why don't the parties want this matter sent to mediation? Hearing required.

10/4/18 -- Court signed scheduling order with following dates:

Discovery cutoff -- March 31, 2019

**United States Bankruptcy Court
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Los Angeles
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Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Philis Groomes-Love

Chapter 11

Cont'd status conference -- January 29, 2019 at 2:00 p.m.
L/D to file updated status report -- January 15, 2019

Tentative Ruling for January 29, 2019:

Court set discovery cutoff of March 31, yet parties report in status report that they will complete discovery by the end of April. Are they requesting extension of discovery cutoff?

Are the parties still optimistic that they will succeed in negotiating a consensual resolution of this matter in the near future? Hearing required.

Party Information

Debtor(s):

Philis Groomes-Love

Represented By
Philip D Dapeer

Defendant(s):

WELLS FARGO BANK, N.A.

Represented By
Dean G Rallis Jr
Matthew J Pero
Matthew D Pham

Plaintiff(s):

Philis Groomes-Love

Represented By
Philip D Dapeer

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#203.00 Plaintiff's Motion To Dismiss Counterclaim Pursuant To Federal Rules Of Bankruptcy Procedure 7012(B)(6) And 7013 And Bankruptcy Code Section 105(A)

Docket 7

Courtroom Deputy:

1/23/19 - Stella Havkin, (818)999-1568, ext. 1, has been approved for telephonic appearance on 1/29/19 @ 2pm.

Tentative Ruling:

Court is confused about a variety of things. Trustee says the collateral in which the debtor granted a security interest was worthless and that the debtor obtained no value from entering into the transaction with defendant. (Presumably, he argues that no portion of the sale proceeds can be allocated to the collateral.) If this is the case, shouldn't the trustee be attempting to avoid the obligation the debtor incurred rather than merely attempting to avoid the security interest granted by the debtor?

The court approved the sale and there is now a pot of proceeds to which the defendant's disputed lien attaches. In its counterclaim, the defendant seeks a declaration as to the extent to which it is entitled to a share of those proceeds. An order determining the parties' respective interest in the sale proceeds is not one of the forms of relief sought by the trustee. True, if he avoids the grant of the security interest, he should be able to obtain an order declaring that the defendant has no interest in the sale proceeds, but he has not sought that remedy.

Deny motion to dismiss. Counterclaim, which seeks affirmative recovery, seems a convenient procedural vehicle for resolving a dispute that needs to be resolved.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Onebada, Inc

Chapter 7

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Movant(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Timothy Yoo (TR)

Represented By
Monica Y Kim

Timothy Yoo (TR)

Represented By
Monica Y Kim

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc
Adv#: 2:18-01338 Yoo v. Timberland Bank

Chapter 11

#204.00 Defendant's Motion to Dismiss Adversary Proceeding

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion to dismiss. Court is not prepared to determine that, as a matter of law, the transaction cannot be avoided as a fraudulent transfer. What defendant knew or should have known is relevant to the outcome here -- to what extent did the defendant give value to the debtor in good faith? These are genuine issues of material fact.

However, plaintiff plans to file first amended complaint. Authorize debtor to file amended complaint and set deadline for filing of complaint and response.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Movant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Colima BBQ, Inc

Chapter 11

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 11

Adv#: 2:18-01338 Yoo v. Timberland Bank

#205.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

fr. 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for January 29, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Colima BBQ, Inc

Chapter 11

Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 11

Adv#: 2:18-01337 Yoo v. Timberland Bank et al

#206.00 Defendant's Motion to Dismiss Adversary Proceeding

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion to dismiss. Court is not prepared to determine that, as a matter of law, the transaction cannot be avoided as a fraudulent transfer. What defendant knew or should have known is relevant to the outcome here -- to what extent did the defendant give value to the debtor in good faith? These are genuine issues of material fact.

However, plaintiff plans to file first amended complaint. Authorize debtor to file amended complaint and set deadline for filing of complaint and response.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Timberland Bank c/o Glass &

Represented By
Marshall F Goldberg

Movant(s):

Timberland Bank c/o Glass &

Represented By
Marshall F Goldberg

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... RH BBQ, Inc

Chapter 11

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 11

Adv#: 2:18-01337 Yoo v. Timberland Bank et al

#207.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

fr. 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for January 29, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Timberland Bank c/o Glass &

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... RH BBQ, Inc

Chapter 11

Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:18-10891 Young Keun Park

Chapter 7

Adv#: 2:18-01369 United States Trustee (LA) v. Park

#208.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e)))
Complaint by United States Trustee (LA) against Young Keun Park

fr. 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to January 29, 2019 at 2:00 p.m. to coincide with anticipated hearing on motion for default judgment. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for January 29, 2019:

Where is the motion for default judgment that plaintiff anticipated would be set for hearing today? Was motion ever filed? If not, why not? Hearing required.

Party Information

Debtor(s):

Young Keun Park Pro Se

Defendant(s):

Young Keun Park Pro Se

Plaintiff(s):

United States Trustee (LA) Represented By
Kenneth G Lau

Trustee(s):

Elissa Miller (TR) Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT...

Young Keun Park

Chapter 7

Annie Y Stoops
Aram Ordubegian
Arent Fox
Andy Kong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

#209.00 Debtor's Motion to Disallow Claims of Slinde Nelson Stanford [Claim No. 1] in the amount of \$79,096.64

fr. 10-4-17, 11-15-17, 2-14-18, 5-9-18, 5-30-18, 6-27-18, 7-18-18, 10-2-18, 10-23-18, 11-27-18

Docket 149

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/28/17 -- Court approved stipulation continuing hearing to November 15, 2017 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for February 14, 2018:

What is the status of this matter? According to this Court's October 18 order, litigation against SNS is to be stayed until orders are entered resolving the Kamana Litigation. Has this occurred? If not, what is the parties' current time estimate as to when this is likely to have occurred. Hearing required.

2/23/18 -- Court signed scheduling order setting deadline of April 20, 2018 for movant to file an adversary proceeding against claimant asserting affirmative claims and any objections to claim. Hearing continued to May 9, 2018 at 10:00 am.

Tentative Ruling for May 9, 2018:

Has debtor filed an adversary proceeding against claimant? If so, should this claim objection be withdrawn without prejudice? Hearing required.

5/21/18 -- Court approved stipulation continuing hearing to June 27, 2018 at 10:00 a.m. OFF CALENDAR FOR MAY 30, 2018.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for June 27, 2018:

Revisit status of objection after conclusion of related matter on calendar.

Final Ruling for June 27, 2018:

Continue claim objection to date of hearing on motion to abstain (July 18, 2018 at 10:00 a.m.) If court elects to abstain, it will need to deal with issue raised by the debtor of possible statute of limitations problem raised by possible running of statute of limitations for malpractice claim on July 27, 2018.

Tentative Ruling for July 18, 2018:

Revisit status after conclusion of hearing on motion to abstain.

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Call with matter no. 219. Continue hearings to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for January 29, 2019:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Movant(s):

Lite Solar Corp.

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Leslie A Cohen
Stephen A. Weaver

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:16-01349 Lite Solar Corp. v. KAMANA O'KALA, LLC et al

#210.00 Status Conference re: 14 (Recovery of money/property - other)) Complaint by Lite Solar Corp. against Kamana O'Kala, LLC, Patrick Schellerup

fr. 10-4-16, 1-24-17, 3-29-17, 6-7-17, 8-15-17, 9-7-17, 11-29-17, 1-10-18, 4-25-18, 8-1-18, 10-2-18, 10-23-18, 11-27-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Final Ruling from October 4, 2016:

Set discovery cutoff of March 1, 2017. Continue status conference to January 24, 2017 at 2:00 p.m. Parties are to file joint status report by January 10, 2017.

Tentative Ruling for January 24, 2017:

Have discovery responses been received? Has the Oregon district court ruled on the transfer and remand motions?

Hearing required.

1/25/17 -- Court signed scheduling order continuing discovery cutoff to April 17, 2017.

3/16/17 -- Court signed scheduling order continuing discovery cutoff to May 31, 2017.

Tentative Ruling for March 29, 2017:

Discuss with parties what should become of this litigation if the district court

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT...

Lite Solar Corp.

Chapter 7

accepts the recommendation of the magistrate judge and remands the related litigation to Oregon state court?

5/3/17 -- Court approved stipulation continuing hearing to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 7, 2017:

What is the status of this matter? What progress has been made toward consolidating the various pending actions among the parties?

8/3/17 -- Court granted unilateral motion for a continuance and continued hearing on Anti-SLAPP motion to September 7, 2017 at 10:00 a.m. Court continued status conference to same date and time in that order. OFF CALENDAR FOR AUGUST 15, 2017.

8/4/17 -- Court approved stipulation extending discovery cutoff to October 31, 2017.

Tentative Ruling for September 7, 2017:

Revisit status of case after conclusion of hearing on related matters.

11/1/17 -- Court granted ex parte motion continuing discovery cutoff to January 1, 2018.

Tentative Ruling for November 29, 2017:

What, if anything, has transpired since the last status conference? Is defendant Schellerup still in bankruptcy? Hearing required.

Tentative Ruling for April 25, 2018:

The court waived the requirement that an updated status report be filed. What is the status of this matter? What, if anything, has happened since last status conference? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for August 1, 2018:

Court has reviewed status report from Schellerup in which he offers to repay amounts due he debtor based on Schellerup's failure to comply with directions given by counsel over time. What, if anything, has transpired since last status conference. How does plaintiff intend to proceed with regard to matters referenced in Schellerup's status report.

Tentative Ruling for October 2, 2018:

Are the defendants still in bankruptcy? What does debtor/plaintiff intend to do with this adversary proceeding?

Tentative Ruling for October 23, 2018:

Has debtor negotiated settlement of this action with trustee(s) for defendants? Does trustee intend to seek approval of settlement? Hearing required.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

Action has been stayed by defendants' bankruptcy filings. How does the trustee intend to proceed in this matter?

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

KAMANA O'KALA, LLC

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Patrick Schellerup

SreeVamshi C Reddy

Represented By
SreeVamshi C Reddy

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01109 Lite Solar Corp. v. Slinde & Nelson, LLC et al

#211.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Slinde & Nelson, LLC, Darian A. Stanford

fr. 6-26-18, 8-7-18, 10-2-18, 10-23-18, 11-27-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/12/18 -- Court approved stipulation continuing status conference to August 7, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/18/18 -- At hearing held this date, Court continued this status conference to October 2, 2018 at 2:00 p.m. so that it may be heard concurrently with related objection to claim. OFF CALENDAR FOR AUGUST 7, 2018.

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Call with matter no. 216. Continue hearings to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Slinde & Nelson, LLC

Represented By
David L. Neale
Irving M Gross

Darian A. Stanford

Represented By
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01239 Lite Solar Corp. v. Schiffke et al

#212.00 Status Conference re: 14 (Recovery of money/property - other),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Heather Schiffke, Brian Arbizzani, Adam Ward, Steve Sefchick

fr. 10-2-18, 10-23-18, 11-27-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Heather Schiffke

Represented By
Joseph A Field
Irving M Gross

Brian Arbizzani

Represented By
Joseph A Field
Irving M Gross

Adam Ward

Represented By
Joseph A Field
Irving M Gross

Steve Sefchick

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01240 Lite Solar Corp. v. Energy Wise Lightning, Inc. et al

#213.00 Status Conference re: 14 (Recovery of money/property - other)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), Complaint by Lite Solar Corp. against Energy Wise Lightning, Inc., Peter Greenberg

fr. 10-2-18, 10-23-18, 11-27-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 29, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Stephen A. Weaver

Defendant(s):

Energy Wise Lightning, Inc.

Represented By
Joseph A Field
Irving M Gross

Peter Greenberg

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

10:00 AM

2:18-24241 Bonifacio Rivera

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h)
Debtor received Credit Counseling Post Petition

Docket 15

***** VACATED *** REASON: VACATE OSC. CASE DISMISSED.
APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC as moot. Case has already been dismissed. APPEARANCES
WAIVED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

Bonifacio Rivera

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

10:00 AM

2:18-24167 Henrey Morales

Chapter 7

#2.00 Order to Show Cause Why Case Should not be Dismissed based on use of someone else's Credit Counseling Certificate

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Dismiss case based on debtor's use of a fraudulent credit counseling certificate.

Party Information

Debtor(s):

Henrey Morales

Pro Se

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

10:00 AM

2:08-10966 Judith Marie Pokonosky

Chapter 7

#3.00 Motion to Vacate Discharge Entered 1/27/2010 for the Sole Purpose to Allow Debtor to Obtain a Reaffirmation Agreement and (2) for an Order to Extend Time to Keep the Chapter 7 Open

Docket 36

Courtroom Deputy:

1/22/19 - Robert Altagen, (310)428-2375, has been approved for telephonic appearance on 1/30/19 @ 10am

Tentative Ruling:

Discuss with debtor why she wants to reaffirm debt. Hearing required.

Party Information

Debtor(s):

Judith Marie Pokonosky

Represented By
Robert S Altagen

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

10:00 AM

2:08-23500 Areg Margaryan

Chapter 7

#4.00 Motion to Reopen Bankruptcy Case pursuant to 11 USC Section 350(b) for Contemp of Violation of Discharge Injunction under 11 U.S.C. Sec. 524(a)

Docket 31

***** VACATED *** REASON: 1/23/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Areg Margaryan

Represented By
Asbet A Issakhanian

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

10:00 AM

2:17-24801 Viken Manjikian

Chapter 11

#5.00 Motion For Order Approving:

1. Sale Of Real Property Located At 28610 Largo Vista Road, Llano, California 93544, Free And Clear Of All Liens, Interests, Claims, And Encumbrances Pursuant To 11 U.S.C. § 363(b) And (f);

2. Approving Bid Procedures

3. Determining That Buyer Is Entitled To Protection Pursuant To 11 U.S.C. § 363(m)

Docket 203

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale to highest bidder. How did debtor find this purchaser? The motion says that both parties are represented by brokers but does not explain how debtor located this purchaser. Hearing required.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

11:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#100.00 Order to Show Cause Why The Next Idea (International), LLC and Robert Ancill Should Not Be Held in Contempt for Failure to Comply with the Court's Order To Disgorge Fees

Docket 1233

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The plan trustee's response to the Ancill declaration raises a number of good points concerning information missing from the Ancill declaration. Continue hearing to give Ancill a further opportunity to supplement the information provided to address the points raised by the plan trustee.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

11:00 AM

2:17-17307 Richard Jimenez

Chapter 7

**#101.00 Debtor's Motion For an Order Declaring Creditor Bedford's State Court
Judgments based on Prepetition Debt Void**

fr. 1-16-19

Docket 75

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for January 16, 2019:

This matter is not as clear cut as debtor represents. The order granting relief prohibited the movant from pursuing monetary claims attributable to the prepetition period, but that is not what these complaints do. The three complaints seek past due rent for the post-petition period only. All three were filed in late September 2017 and seek past due rents in an amount equal to three months' rent. The bankruptcy was filed on June 15, 2017. Three months x \$5,000 = \$15,000. Three months x \$4,500 = \$13,500.

The three leases were deemed rejected by operation of law on the 60th day of the case, but that does not mean that only the estate is liable. In fact, the opposite is true. Rejection means that the *estate* does not become liable on the obligation and that the leases are treated as having been breached prepetition; however, only prepetition obligations are discharged. If the debtor held over post-petition, he may be liable for the value of his use of the premises not under the lease, per se, but by virtue of his having held over.

Debtor contends that he did not set foot on the premises post-petition, but someone defended the unlawful detainer actions on his behalf or in his name. The only parties who might have done such a thing, if not the debtor, would be someone in possession of the premises. If the debtor put someone in possession of these properties and did not return possession of the premises to the landlord with the premises unoccupied, the debtor might be liable for

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

11:00 AM

CONT... Richard Jimenez

Chapter 7

the value of the post-petition use.

Continue hearing to give debtor an opportunity to provide more evidence concerning who he placed in possession of the premises and when they vacated (or what the debtor did to secure the premises or to return possession of them to the lessor), as well as to brief the issue of whether the debtor would be liable for the value of the use if persons he placed in possession hold over post-petition.

Final Ruling for January 16, 2019:

Continue hearing to January 30, 2019 at 11:00 a.m. Debtor should file and serve supplemental papers addressing issues raised by the court at the January 16 hearing not later than January 24, 2019.

Tentative Ruling for January 30, 2019:

According to the supplemental declarations provided, the debtor took steps to cause the keys to be returned to the landlord promptly upon the commencement of his bankruptcy case and the debtor took no steps to re-let the properties or to occupy the properties thereafter. Therefore, the claim asserted by the landlord does not appear to have been based on the debtor's post-petition possession of the premises. It appears to have been based solely on the debtor's liability for rents under the terms of the lease. As the lease was deemed rejected by operation of law on the 60th day of the case, any claim for contractual rents (regardless of the period to which the rent relates) is a pre-petition claim. The Court did not grant relief from stay to permit the lessor to litigate prepetition claims and any prepetition claims (including the lessor's rejection damage claim) were discharged in bankruptcy.

Grant motion. Enter order declaring monetary portion of judgments void, as these portions violated the automatic stay and the discharge injunction. Award debtor his actual damages (attorneys' fees and expenses) under section 362(k) in the amount of \$4,275. (Disallow request for costs of \$245, as this amount did not need to be paid.)

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

11:00 AM

CONT... Richard Jimenez

Chapter 7

Debtor(s):

Richard Jimenez

Represented By
Sevag S Simonian
Christopher E Stiner

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 30, 2019

Hearing Room 1539

2:00 PM

2:13-31214 Azalea Pena

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 56

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Azalea Pena

Represented By
Scott D Olsen

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:17-21775 Levon Isadzhanyan

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: \$279,829.28

MOVANT: VREJ AINTABLIAN; GEORGE AINTABLIAN

Docket 61

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion (with waiver of Rule 4001(a)(3)) subject to conditions outlined by trustee in his response -- that action will be based solely on post-petition acts, that stay will remain in effect with respect to the enforcement of any judgment against the debtor or property of the debtor's estate, that movant will not have a claim against the estate and shall not interfere with or in any way administer, garnish, or otherwise levy upon property of the estate.

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Movant(s):

George Aintablian

Represented By
James W Bates

Vrej Aintablian

Represented By
James W Bates

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Brandon J Iskander

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:18-10808 Clotrimazole, Inc.

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 953 Schumacher Drive., Los Angeles, CA 90048

MOVANT: STANDARD OIL CREDIT HOLDING GROUP, LLC.

fr. 3-6-18, 8-7-18

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling from March 6, 2018:

Movant has an adequate equity cushion to provide adequate protection for now and there is equity in the property. Trustee plans to market property. Either deny motion outright or, if movant prefers, continue hearing for 180 days to give trustee an opportunity to market property.

Final Ruling from March 6, 2018:

Continue hearing to August 7, 2018 at 10:00 a.m. Trustee should serve and file supplemental opposition not later than July 24, 2018.

Tentative Ruling for August 7, 2018:

Court is confused. What kind of documents does the trustee need in order to be able to evaluate sale offers for the debtor's real property? Hearing required.

8/6/17 -- Court approved stipulation continuing hearing to February 5, 2019 at 10:00 a.m. OFF CALENDAR FOR AUGUST 7, 2018.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

CONT... Clotrimazole, Inc.

Chapter 7

Tentative Ruling for February 5, 2019:

Court understands that the parties have negotiated a consensual resolution of this motion, but the parties have not lodged a satisfactory form of order. If they would like an order granting in rem relief, they should lodge an order that grants such relief. Chambers has discussed with the trustee what such an order should look like. Hearing required.

Party Information

Debtor(s):

Clotrimazole, Inc.

Represented By
Alan F Broidy

Movant(s):

Standard Oil Credit Holding Group,

Represented By
Bryan Diaz

Trustee(s):

Sam S Leslie (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:18-10808 Clotrimazole, Inc.

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 953 Schumacher Drive Los Angeles CA 90048

MOVANT: FASHION TRADE MARKS CORPORATION

fr. 1-15-18

Docket 66

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The Court previously entered an order approving the parties' stipulation, but the stipulation contemplates that there will be an order granting "in rem" relief from stay and no order granting such relief has been lodged. Chambers has discussed with the trustee what such an order should look like. Hearing required.

Party Information

Debtor(s):

Clotrimazole, Inc.

Represented By
Alan F Broidy

Movant(s):

Fashion Trade Marks Corporation

Represented By
Johnny White

Trustee(s):

Sam S Leslie (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:18-15531 RoxSan Pharmacy, Inc.

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Land Rover LR4 HSE LUX VIN: SALAK2V60GA791912.

MOVANT: JPMORGAN CHASE BANK, N.A.

Docket 26

Courtroom Deputy:

1/29/19 - Joseph Pleasant, (760)842-5850 x 242, has been approved for telephonic appearance on 2/5/19 @ 10am.

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

RoxSan Pharmacy, Inc.

Represented By
John A Lapinski

Movant(s):

JPMorgan Chase Bank, N.A.

Represented By
Joseph M Pleasant

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:18-19397 Jeffrey Donohue

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 CHRYSLER PACIFICA; VIN: 2C4RC1BG7JR227336

MOVANT: FIRST FINANCIAL FEDERAL CREDIT UNION

Docket 38

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Movant(s):

First Financial Federal Credit Union

Represented By
Bruce P. Needleman

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:18-22352 Floyd Naymon Foster, Sr.

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 460 West Montezuma Street, Blythe, CA 92225

MOVANT: US BANK, NA

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Floyd Naymon Foster Sr.

Represented By
Steven A Alpert

Movant(s):

U.S. BANK NATIONAL

Represented By
Sean C Ferry

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 205 North Tigertail Road, Los Angeles, CA 90049

MOVANT: PLATINUM LOAN SERVICING, INC.

Docket 86

Courtroom Deputy:

1/30/19 - Lewis Landau, (888)822-4340, has been approved for telephonic appearance on 2/5/19 @ 10am

2/4/19 - Yi Sun Kim, (818)382-6200, has been approved for telephonic appearance on 2/5/19 @ 10am

Tentative Ruling:

Property now appears on Redfin.com. The amount of coverage necessary is not the full value of the property. The issue is whether the coverage amount is sufficient to replace the dwelling. One doesn't need to insure the value of the land. Movant has not provided admissible evidence or expert testimony as to the appropriate value for which this property should be insured.

Set deadline by which debtor will need to have filed motion to sell property. Continue hearing to give debtor a reasonable (further) opportunity to market and sell the property.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

Movant(s):

Platinum Loan Servicing, Inc.

Represented By
Lewis R Landau

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

Adv#: 2:18-01255 Avery

#8.00 Ex Parte Motion to Set Aside Default Judgment

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion. In the moving papers, the movant acknowledges receipt of the trustee's adversary complaint and that they were advised to seek legal counsel. The fact that the defendants did not understand the papers does not constitute excusable neglect. They should have sought assistance or at least shown up in court to ask what was going on and make an effort to defend themselves. Instead, they did nothing. Nothing in the moving papers constitutes *excusable* neglect. It is not appropriate for them to do nothing and permit a default to be entered and a default judgment to be entered and thereafter to seek to vacate the dismissal now that they realize the significance of the complaint.

Party Information

Debtor(s):

Geneva McGrigg

Represented By
Theresa Hana

Movant(s):

Marvena Moore

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

10:00 AM

CONT...

Geneva McGrigg

David M Goodrich

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:18-01318 Ferrari Financial Services, Inc. v. Wiltsey

#200.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Ferrari Financial Services, Inc. against Matthew Edward Wiltsey

fr. 12-18-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/26/19 @ 2PM**

Courtroom Deputy:

1/24/19 - Kevin Roger, (949)263-8757 x 116, has been approved for telephonic appearance on 2/5/19 @ 2pm

1/28/19 - Default entered against Matthew E Wiltsey.

Tentative Ruling:

Tentative Ruling for December 18, 2018:

Default was requested, but not entered. Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Final Ruling for December 18, 2018:

Continue status conference to February 5, 2019 at 2:00 p.m. Plaintiff should file and serve default judgment motion by January 15 and set it for hearing on February 5, 2019 at 2:00 p.m. Plaintiff should serve and file notice of continuance of status conference.

Tentative Ruling for February 5, 2019:

Continue status conference to February 26, 2019 at 2:00 p.m. to be heard concurrently with motion for default judgment. OFF CALENDAR FOR FEBRUARY 5, 2019.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT... Matthew Edward Wiltsey

Chapter 7

Defendant(s):

Matthew Edward Wiltsey

Pro Se

Plaintiff(s):

Ferrari Financial Services, Inc.

Represented By
Timothy J Silverman

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:18-01424 Olmo et al v. Wiltsey

#201.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud) 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(65 (Dischargeability - other))Complaint by Keith Olmo against Matthew Edward Wiltsey

Docket 1

Courtroom Deputy:

2/4/19 - Carl Mueller, (310)347-4697, has been approved for telephonic appearance on 2/5/19 @ 2pm

Tentative Ruling:

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Matthew Edward Wiltsey	Pro Se
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Defendant(s):

Matthew Edward Wiltsey	Pro Se
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Plaintiff(s):

Keith Olmo	Represented By Carl Mueller
Frontline Capital, Inc.	Represented By Carl Mueller

Trustee(s):

Sam S Leslie (TR)	Represented By Lynda T Bui Rika Kido
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:18-18746 Rachael Ann Berkahn

Chapter 7

Adv#: 2:18-01297 Berkahn v. Wells Fargo Education Financial Services et al

#202.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Rachael Ann Berkahn against Wells Fargo Education Financial Services, Navient Credit Finance Corp., SLM Private Education Loan Trust 2010-A, Salander Enterprises, LLC, Assinee of Union Fed Saving Bank, U.S. Dept of Education

fr. 11-27-18

Docket 1

Courtroom Deputy:

1/29/19 - Randy Mroczynski, (714)431-1026, has been approved for telephonic appearance on 2/5/19 @ 2pm.

2/5/19 - Bonni Mantovani, (818)227-0100 x 323, has been approved for telephonic appearance on 2/5/19 @ 2pm.

Tentative Ruling:

11/9/18 -- Court approved stipulation discharging plaintiff's liability on Navient loan and dismissing Navient and SLM as defendants in this action.

Tentative Ruling for November 27, 2019:

The unilateral status report filed by counsel for plaintiff (although first page of report left identity of party represented blank) represents that plaintiff has requested an alias summons because she inadvertently failed to serve the Attorney General and the US Attorney. The joint status report filed by the parties has the box checked reflecting that all parties have now been served. Is this accurate?

Set discovery cutoff for late March 2019 and continued status conference for approximately the same time frame.

Final Ruling for November 27, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT... Rachael Ann Berkhahn

Chapter 7

Court continued status conference to February 5, 2019 at 2:00 p.m. Parties shall file joint status report not later than January 22, 2019.

1/9/19 -- Court granted Dept. of Education's request for stay of proceeding in light of government shutdown. Court will continue status conference from time to time until stay has been lifted.

Tentative Ruling for February 5, 2019:

Now that government has reopened, at least temporarily, what would the Department of Education like to do with the deadlines in this action? Hearing required.

Party Information

Debtor(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

Defendant(s):

Wells Fargo Education Financial

Pro Se

Salander Enterprises, LLC, Assinee

Represented By
Bonni S Mantovani

U.S. Dept of Education

Represented By
Elan S Levey

Wells Fargo Bank N.A.

Represented By
Randall P Mroczynski

Navient Solutions, LLC

Represented By
Robert S Lampl

Plaintiff(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT... Rachael Ann Berkhahn

Chapter 7

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

Adv#: 2:18-01263 Manjikian v. Triskell Restorations Inc a California corporation

#203.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property) ,(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Viken Manjikian against Triskell Restorations Inc a California corporation , Rick Lubeski an individusl , Andrew Fairbanks an individual , American Contractors Indemnity Company a California corporation

fr. 10-16-18, 12-4-18

Docket 1

Courtroom Deputy:

1/23/19 -Natasha Buchanan, (714)620-2350 x 340, has been approved for telephonic appearance on 2/5/19 @ 2pm

1/28/19 - Jerry Hemme, (858)587-3555, has been approved for telephonic appearance on 2/5/19 @ 2pm.

Tentative Ruling:

9/21/18 -- Court signed order approving extension of time for defendant to respond to complaint to October 31, 2018.

Tentative Ruling for October 16, 2018:

In light of above-referenced stipulation, defendant has not yet filed a response. Continue status conference to December 4, 2018 at 2:00 p.m. Parties should file a joint status report not later than November 20, 2018. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/5/18 -- Court approved stipulation extending defefendants' time to respond to complaint to December 18, 2018.

11/29/18 -- Court approved stipulation continuing status conference to February 5, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 4, 2018.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT... Viken Manjikian

Chapter 11

Tentative Ruling for February 5, 2019:

Where is the joint status conference that should have been filed 14 days before the status conference? Hearing required.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

Defendant(s):

Triskell Restorations Inc a California

Represented By
Jerry D Hemme

Rick Lubeski

Represented By
Jerry D Hemme

Andrew Fairbanks

Represented By
Jerry D Hemme

American Contractors Indemnity

Represented By
Natasha K Buchanan

Plaintiff(s):

Viken Manjikian

Represented By
Matthew D Taylor

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:17-14571 Daryl G Kendrick

Chapter 7

Adv#: 2:18-01275 Dolce et al v. Kendrick

#204.00 Motion for Default Judgment against Daryl G. Kendrick

fr. 12-4-18

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for December 4, 2018:

This is supposed to be a default "prove up," yet there isn't any evidence to support any of the factual allegations made by the plaintiff. Continue hearing to give plaintiff an opportunity to provide evidence to support the allegations that debtor is married to Deborah Ellis and has been since 1983 and that Deborah owns four pieces of real property in Los Angeles holding title as a "married woman" that she acquired between 2002 and 2007. Supplemental declaration should also address when and how the plaintiff learned of the existence of this bankruptcy filing so that the Court can assess whether the instant action is timely or not.

Final Ruling for December 4, 2018:

Continue hearing to February 5, 2019 at 2:00 p.m. Plaintiff should file and serve supplemental declaration(s) not later than January 15 and serve notice of continuance of status conference.

Tentative Ruling for February 5, 2019:

It is extremely difficult to review the papers provided by the plaintiff as the copy delivered to the court was two-sided.

Deny motion. Court may not vacate a discharge under section 727(d) unless

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT... **Daryl G Kendrick**

Chapter 7

the discharge was obtained by fraud and plaintiffs did not know of the fraud until after the granting of the discharge. According to the supplemental papers, plaintiffs learned of the bankruptcy on April 19, 2017. The debtor's discharge was not granted until August 28, 2017. The papers do not disclose when the plaintiffs of the alleged inaccuracies in the schedules, but, once the plaintiffs knew of the bankruptcy filing, they would have had access to the schedules to determine whether the information contained was accurate. Further, plaintiffs still have not offered any evidence to show whether the debtor is married and when he got married and there is no evidence in the declaration to explain who procured the Realist Property Search and where the information in such a search comes from.

Party Information

Debtor(s):

Daryl G Kendrick	Pro Se
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Defendant(s):

Daryl G Kendrick	Pro Se
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Movant(s):

Edward Dolce	Represented By James J Orland
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Lotte Dolce	Represented By James J Orland
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Plaintiff(s):

Edward Dolce	Represented By James J Orland
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Lotte Dolce	Represented By James J Orland
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Trustee(s):

Richard K Diamond (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:17-14571 Daryl G Kendrick

Chapter 7

Adv#: 2:18-01275 Dolce et al v. Kendrick

#205.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Edward Dolce , Lotte Dolce against Daryl G Kendrick

fr. 10-23-18, 12-4-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court continues hearing on motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Daryl G Kendrick	Pro Se
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Defendant(s):

Daryl G Kendrick	Pro Se
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Plaintiff(s):

Edward Dolce	Represented By James J Orland
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Lotte Dolce	Represented By James J Orland
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Trustee(s):

Richard K Diamond (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:17-22698 Jose Antonio Zamora

Chapter 7

Adv#: 2:18-01081 Gonzalez v. Zamora et al

#206.00 Motion for Default Judgment Plaintiffs Motion For A Default Judgment Against Defendants

fr. 8-28-18, 11-6-18

Docket 16

Courtroom Deputy:

2/5/19 - Jocelyne Zavala, (213)452-0070, has been approved for telephonic appearance on 2/5/19 @ 2pm.

Tentative Ruling:

Tentative Ruling for August 28, 2018:

The first claim for relief asserted in the complaint is brought under section 727(a)(2)(A). What property, if any, does the trustee contend has been destroyed, mutilated or concealed?

The second claim for relief is that the debtors have failed to maintain or has destroyed or concealed records. What documents does the trustee contend have been destroyed, mutilated or concealed? What efforts has the trustee made, other than writing a letter, in an effort to obtain these documents? Is the only evidence of intent that the debtors have ignored the trustee's letter?

The third claim for relief is that the debtors have knowingly and fraudulently made a false oath (section 727(a)(4)(A)). Is the trustee seeking a default judgment under this section? If so, what specific facts does the trustee allege were misrepresented in the schedules and where is the evidence to establish what the true facts are?

The fourth claim for relief is that the debtors have withheld recorded information, including documents, records and papers relating to their assets or financial affairs (section 727(a)(4)(D)). What specific records does the trustee claim exist that the debtors are withholding? What evidence, if any,

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Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Antonio Zamora

Chapter 7

does the trustee have that the debtors knowingly and fraudulently withheld this information?

In short, it seems as if the debtors may have omitted information or put false information on their schedules, that the trustee wrote a letter asking for documentation that the debtors have ignored and the trustee brought this adversary proceeding. What, if any, additional steps has the trustee taken in an effort to compel production of information and what additional steps has the trustee taken in an effort to ascertain the true facts? Without more information, it is difficult for the court to determine which, if any, of the applicable code sections apply on this fact pattern.

Final Ruling for August 28, 2018:

Continue hearing to November 6, 2018 at 2:00 p.m.

Tentative Ruling for November 6, 2018:

Continue hearing for approximately 60 days. Again admonish the debtors as to the need to cooperate fully with the trustee's investigation and the adverse consequences that will flow if they fail to do so.

Final Ruling for November 6, 2018:

Continue hearing to February 5, 2019 at 2:00 p.m. to see whether debtor can get the trustee the information that he requires.

Tentative Ruling for February 5, 2019:

Ordinarily, if debtors refuse to cooperate, the Court dismisses their bankruptcy case and may do so with a bar; however, that is not the relief the trustee is seeking here. The trustee is seeking a judgment barring the debtors' discharge, but he has not provided any admissible evidence of anything other than the debtors' lack of cooperation.

The trustee has identified various representations made in the debtors schedules, but has not provided any evidence that these representations are

**United States Bankruptcy Court
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Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Jose Antonio Zamora

Chapter 7

false. The closest thing to any such evidence is the following statement by the trustee in his original declaration: "After the conclusion of the meeting of creditors, I received information from a credit as to the Debtors' alleged ownership in the real property commonly described as 7220 S. Western Avenue, Los Angeles, CA 90047 (the "Property") and operation of a business under the name of "Las Palomsas Night Club" (the "Night Club"). This is not admissible evidence to support the proposition that the debtors owned this property or operated this night club. Presumably, the trustee could obtain such evidence from sources other than the debtor if he would like to demonstrate that the debtors schedules are false, but he has not done so.

Continue the hearing (again) to give the trustee an opportunity to obtain admissible evidence to demonstrate that debtors have made false oaths in their schedules.

Party Information

Debtor(s):

Jose Antonio Zamora	Pro Se
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Defendant(s):

Jose Antonio Zamora	Pro Se
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Martha Delia Zamora	Pro Se
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Joint Debtor(s):

Martha Delia Zamora	Pro Se
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Movant(s):

Rosendo Gonzalez	Represented By Rosendo Gonzalez
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Rosendo Gonzalez (TR)	Represented By Rosendo Gonzalez
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Plaintiff(s):

Rosendo Gonzalez	Represented By Rosendo Gonzalez
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**United States Bankruptcy Court
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Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Antonio Zamora

Chapter 7

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
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Tuesday, February 5, 2019

Hearing Room 1539

2:00 PM

2:17-22698 Jose Antonio Zamora

Chapter 7

Adv#: 2:18-01081 Gonzalez v. Zamora et al

#207.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Rosendo Gonzalez against Jose Antonio Zamora, Martha Delia
Zamora

fr. 5-29-18, 8-28-18, 11-6-18

Docket 1

Courtroom Deputy:

2/5/19 - Jocelyne Zavala, (213)452-0070, has been approved for telephonic
appearance on 2/5/19 @ 2pm.

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court
continues hearing on motion for default judgment, continue status conference to coincide with
date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Jose Antonio Zamora Pro Se

Defendant(s):

Jose Antonio Zamora Pro Se

Martha Delia Zamora Pro Se

Joint Debtor(s):

Martha Delia Zamora Pro Se

Plaintiff(s):

Rosendo Gonzalez Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
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Los Angeles
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Hearing Room 1539

2:00 PM

CONT... Jose Antonio Zamora

Chapter 7

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

2:15-18869 AL Relays, LLC

Chapter 7

#1.00 Trustee's Motion Pursuant To LBR 9021-1(e) To Amend:

(1) Order Approving Compromise Pursuant To FRBP 9019 Among The Chapter 7 Trustee, Dix Hills Water District, Greenlawn Water District, Town Of Huntington, New York, New York State Department Of Environmental Conservation, AL Relays, And DRI Relays Inc. [Doc. No. 199] [Doc. No. 234];

(2) Order Approving Settlement Agreement With Great American Insurance Company, And American National Fire Insurance Company (N/K/A Great American Insurance Company Of New York) And Pacific Indemnity Company And Authorizing The Sale Of The Estates Interest In The Policies Free And Clear Of Liens, Claims, Interests And Other Encumbrances

Docket 259

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Movant is authorized to upload order consistent with tentative rulings.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J Cisz III
Philip W Allogrimento
Ian Landsberg

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

CONT... AL Relays, LLC

Chapter 7

**United States Bankruptcy Court
Central District of California
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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

2:18-20916 Lucie Idleman

Chapter 7

#2.00 Trustee's Motion for Order Authorizing Abandonment of the Estate's Interest in a Quiet Title Action Pursuant to 11 U.S.C. Section 554(a)

Docket 67

***** VACATED *** REASON: 2/5/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

1/30/19 - Thomas Casey, (949)766-8787, ext 101, has been approved for telephonic appearance on 2/6/19 @ 10am

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

**United States Bankruptcy Court
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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#3.00 Application to Employ CBIZ Valuation Group LLC as Financial Advisors and Consultants for Trustee

Docket 35

Courtroom Deputy:

2/1/19 - Stephanie Krafchak, (310)980-9443, has been approved for telephonic appearance on 2/6/19 @ 10am

Tentative Ruling:

Overrule objection. Trustee seeks to employ financial advisor to assist him in determining whether there are other assets of the estate. This is an employment application, not a fee application. Whether or not there are assets available to pay the advisor's fees may be an issue for the financial advisor to consider, but is not a basis upon which to oppose the application. If and when the trustee seeks to surcharge anyone's collateral, Admire Capital will be free to oppose that motion.

Grant application.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Pro Se

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#4.00 Status Conference re: Chapter 7 Involuntary Petition Against a Non-Individual
fr. 12-19-18

Docket 1

Courtroom Deputy:

**1/9/19 - Debtor has not uploaded a list of creditors - due 12/27/18.
Debtor has not file schedules/statements - due 1/3/19.**

2/1/19 - Stephanie Krafchak, (310)980-9443, has been approved for telephonic appearance on 2/6/19 @ 10am

2/5/19 - Nami Kang, (310)785-0885, has been approved for telephonic appearance on 2/6/19 @ 10am

Tentative Ruling:

Tentative Ruling for November 19, 2018:

This case was recently reassigned to Judge Bluebond. It does not appear that an order directing the parties to submit a status report was ever entered or served.

Summons was served on November 7, 2018 and provides that a response is due within 21 days after service of summons. Docket does not reflect the filing of a response to the summons. Enter order for relief.

Has an interim trustee been appointed? Does the US Trustee anticipate that the interim trustee will be appointed chapter 7 trustee?

Hearing required.

Final Ruling for November 19, 2018:

Debtor failed to controvert petition in a timely manner. Court will enter an

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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

order for relief and will include date of continued status conference in order. Order will direct debtor or its principals to fulfill the debtor's duties, including the filing of schedules, etc. Chapter 7 trustee should file and serve a status report by January 30, 2019.

Tentative Ruling for February 6, 2019:

If Admire would like the Court to take some action with regard to this bankruptcy or the Gong bankruptcy case, it will need to bring a motion requesting an order granting whatever remedy Admire is hoping to impose. In the meantime, the Court appreciates the trustee's status report and expects the trustee to continue his efforts to analyze available assets and administer them in a manner that will serve the best interest of the estate.

Is the court correctly reading the certificate of insurance provided by the debtor? Does it reflect that coverage went into effect on January 25, 2019 -- the date before the "latest" fire occurred on the property? Discuss with parties the current state of the property and what the trustee intends to do with the property pending the outcome of his adversary proceeding against co-owners and any possible sale. Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Pro Se

**United States Bankruptcy Court
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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

2:16-25072 Critical Car Care, Inc.

Chapter 11

#5.00 Motion For Final Decree and Order Closing Case

Docket 163

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Reorganized debtor is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Critical Car Care, Inc.

Represented By
Steven R Fox

**United States Bankruptcy Court
Central District of California
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Wednesday, February 6, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#6.00 Debtor's Application to Employ Coldwell Banker Residential Brokerage as Real Estate Brokers

fr. 12-19-18

Docket 34

***** VACATED *** REASON: 1/4/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is the US Trustee satisfied with the debtor's response to his objection to the employment application. If not, why not? Hearing required.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

Movant(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

**United States Bankruptcy Court
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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#100.00 Trustee's Motion for Order Compelling:

1) Turnover of Documents;

2) Debtor to Appear to the Section 341(a) Meeting of Creditors

fr. 1-9-19

Docket 58

Courtroom Deputy:

1/29/19 - Rika Kido, (949)340-3400, has been approved for telephonic appearance on 2/6/19 @ 11am.

2/1/19 - R. Gibson Pagter, (714)541-6072 x 221, has been approved for telephonic appearance on 2/6/19 @ 11am

Tentative Ruling:

Tentative Ruling for January 9, 2019:

If debtor wants to be in bankruptcy, he will need to appear for examinations and supply documents requested by the trustee. Grant motion. Court will use contempt powers if necessary to ensure compliance. Continue hearing to date after scheduled appearance/response to ensure that debtor complies with order.

Final Ruling for January 9, 2019:

341(a) meeting is scheduled for February 5, 2019. Court entered order granting motion insofar as it requested debtor to immediately turnover documents/information requested in motion and to appear at the continued 341(a) meeting on February 5, 2019. Court will conduct a continued hearing on February 6, 2019 at 11:00 a.m. to ensure compliance with the order.

Tentative Ruling for February 6, 2019:

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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

Did debtor produce required documents and appear at 341(a) meeting on February 5, 2019? Hearing required.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#101.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 5-11-16, 6-7-16, 7-21-16, 7-27-16, 9-28-16, 10-18-16, 11-29-16, 12-7-16,
3-8-17, 6-14-17, 7-11-17, 7-26-17, 8-15-17, 10-18-17, 1-10-18, 2-14-18, 3-1-18,
6-7-18, 10-17-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Docket reflects service of notice of bar date, which is good, but where is the order actually establishing the bar date that is necessary in a chapter 11 case and that was expressly requested by the Court? When will the debtor be in a position to formulate a chapter 11 plan?

Has the debtor given any additional thought to retaining a responsible officer or other disinterested person?

Hearing required.

6/7/16 -- Court approved order setting following dates:

Bar date -- July 15, 2016

L/D to serve notice of bar date -- May 13, 2016

L/D to file plan -- September 30, 2016

Cont'd status conference -- June 7, 2016 at 3:00 p.m.

Tentative Ruling for July 21, 2016:

Where is the case status report that should have been filed by July 8, 2016?

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11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

7/20/16 -- At hearing held this date, Court heard status conference, as all parties were present and continued status conference to July 27, 2016 at 10:00 as a holding date (no status report required for this one status conference). Court will set further continued status conference at that time. OFF CALENDAR FOR JULY 21, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for July 27, 2016:

Continue case status conference to same date as a future hearing in this chapter 11 case, perhaps the date for the hearing on the examiner's report. Set deadline for filing of updated status report.

Tentative Ruling for September 28, 2016:

Discuss with parties disturbing report from examiner and failure to debtor to adequately address in its response many issues raised by the examiner, any one of which taken alone could be sufficient to warrant the appointment of a trustee.

Tentative Ruling for October 19, 2016:

What has transpired since the trustee was appointed? Where does the trustee see this case going? Hearing required.

11/28/16 -- Court approved stipulation continuing hearing to December 7, 2016 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 30, 2016. NO APPEARANCE REQUIRED. Hearing required.

Tentative Ruling for December 7, 2016:

What is the status of the trustee's administration of this case? Hearing required.

Tentative Ruling for March 8, 2017:

The case status conference does not mention any investigation or analysis by

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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

the trustee of any possible substantive consolidation issues. Has the trustee commenced or concluded such an analysis? Does the trustee have a sense yet as to whether he is likely to proceed with a sale of the company as distinguished from an internal reorganization? Hearing required.

Tentative Ruling for June 14, 2017:

Continue case status conference to July 11, 2017 at 2:00 p.m. to be held concurrently with trustee's motion for summary judgment in the IP adversary proceeding. Trustee need not file new case status report in connection with that status conference.

APPEARANCES WAIVED ON JUNE 14, 2017.

Tentative Ruling for July 26, 2017:

Revisit status of case after conclusion of hearing on trustee's motion for summary judgment.

Tentative Ruling for August 16, 2017:

Court waived the requirement that the trustee file an updated status report in connection with this status conference and set this date as a holding date. Are there any upcoming hearings scheduled in this chapter 11 case?

Final Ruling for August 16, 2017:

Continue status conference to October 18, 2017 at 2:00 p.m. Updated status report should be served and filed not later than October 6, 2017.

Tentative Ruling for October 18, 2017:

Continue case status conference to January 10, 2018 at 2:00 p.m. Disclosure statement should be noticed for same date and time, provided it is filed and served not less than 42 days before this date. Waive requirement of updated status report. APPEARANCES WAIVED ON OCTOBER 18, 2017.

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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc. Chapter 11

1/9/18 -- Court approved stipulation continuing status conference to **February 14, 2018 at 11:00 a.m.** OFF CALENDAR FOR JANUARY 10, 2018.

Tentative Ruling for February 14, 2018:

Continue case status conference to March 1, 2018 at 10:00 a.m. to be heard concurrently with other matters on calendar at that date and time. OFF CALENDAR FOR FEBRUARY 14, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for June 6, 2018:

Revisit status of case after conclusion of hearing on plan confirmation.

Tentative Ruling for October 17, 2018:

Court has reviewed post-confirmation status report. Continue post-confirmation status conference to February 6, 2019 at 11:00 a.m. Plan Trustee should file and serve updated status report not later than January 25, 2019. APPEARANCES WAIVED ON OCTOBER 17, 2018.

Tentative Ruling for February 6, 2019:

Court has reviewed the trustee's status report and updated status report. Discuss with the parties' Mr. Hudson's decision to move the Pico location less than a mile away to a different location on La Brea.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

**United States Bankruptcy Court
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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

#102.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 1-4-17, 1-5-17, 2-8-17, 3-8-17, 5-17-17, 7-25-17, 1-24-18, 1-31-18, 8-8-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/7/19 @ 11AM**

Courtroom Deputy:

1/29/19 - Lana Milojevic, (212)257-6486, has been approved for telephonic appearance on 2/6/19 @ 11am.

Tentative Ruling:

12/20/16 -- At hearing held this date, Court continued case status conference to January 5, 2017 at 10:00 a.m. OFF CALENDAR FOR JANUARY 4, 2017.

Tentative Ruling for January 5, 2017:

Future status reports need not repeat information contained in prior reports. Court is interested in knowing about the current case status, recent developments, current challenges, etc.

Set deadline for service of bar date notice and bar date for filing proofs of claim. Set deadline for filing plan and disclosure statement.

1/6/17 -- court signed scheduling order setting following dates:

1/13/17 -- L/D to serve notice of bar date
2/8/17 at 2:00 p.m. -- continued case status conference
3/17/17 -- Bar date
3/31/17 -- L/D to file plan and disclosure statement
(requirement of status report waived for Feb 8 conference)

Tentative Ruling for March 8, 2017:

Continue case status conference to a date that would coincide with the

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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

CONT... **NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor**
anticipated date of a hearing on a disclosure statement.

Chapter 11

3/16/17 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- April 5, 2017

Cont'd status conference -- May 17, 2017 at 11:00 a.m.

Status report waived.

Hearing on disclosure statement -- May 17, 2017 at 11:00 a.m.

Tentative Ruling for May 17, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for July 25, 2017:

If court confirms plan, set post-confirmation status conference for approximately 180 days after effective date.

Tentative Ruling for January 24, 2018:

Continue status conference to January 31, 2018 at 10:00 a.m. to be heard concurrently with objections to claim scheduled for hearing that date. No new status report is required for that continued status conference. OFF CALENDAR FOR JANUARY 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 31, 2018:

Continue status conference for approximately 6 months. Set new deadline for filing updated status report.

Tentative Ruling for August 8, 2018:

The post-confirmation status report provides a list of administrative claims that have been paid and identifies several others as to which objections to claim have been sustained, but are there any other priority or administrative claims outstanding? Any other outstanding objections? Any other allowed

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11:00 AM

CONT... **NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor** **Chapter 11**
priority or administrative claims that have not been paid? Hearing required.

Tentative Ruling for February 6, 2019:

Court has reviewed the trust's status report. Continue case status conference to August 7, 2019 at 11:00 a.m. Trust should file and serve updated status report (accompanied by declaration) not later than July 25, 2019.
APPEARANCES WAIVED ON FEBRUARY 6, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball

**United States Bankruptcy Court
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Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

2:16-25072 Critical Car Care, Inc.

Chapter 11

#103.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 1-4-17, 1-25-17, 7-26-17, 10-4-17, 2-28-18, 8-8-18

Docket 1

***** VACATED *** REASON: OFF CALENDAR. NO APPEARANCE
REQUIRED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/16/16 -- At hearing held this date, Court continued case status conference to January 25, 2017 at 11:00 a.m. Debtor should file and serve status report by January 11, 2017. OFF CALENDAR FOR JANUARY 4, 2017. NO APPEARANCE REQUIRED.

Tentative Ruling for January 25, 2017:

Set deadline for serving notice of bar date and bar date for filing proofs of claim. In the status report, debtor reports that it is still losing money. When does the debtor anticipate that this will turn around? What additional steps is the debtor taking in an effort to turn this around? Hearing required.

Final Ruling for January 25, 2017:

Set deadline for serving bar date notice of January 30, 2017. Bar date will be March 17, 2017. Continue status conference to April 26, 2017 at 11:00 a.m. Debtor should file updated status report not later than April 14, 2017.

Tentative Ruling for April 26, 2017:

Debtor served notice of bar date, but did not lodge order imposing a bar date. (Court's notes do not reflect instructing counsel to do so, but court will need such an order on the docket. Counsel should lodge one now.)

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11:00 AM

CONT... Critical Car Care, Inc.

Chapter 11

Set deadline for filing plan and disclosure statement in late May, 2017.
Continue case status conference to date that can serve as date of hearing on debtor's disclosure statement.

4/27/17 -- court signed order setting bar date of March 17, 2017.

5/3/17 -- Court signed scheduling order setting deadline for filing plan and disclosure statement of June 7, 2017.

Tentative Ruling for July 26, 2017:

Continue case status conference to date and time of continued hearing on disclosure statement or, if disclosure statement is approved, to the date and time of the confirmation hearing.

Tentative Ruling for October 4, 2017:

If court confirms plan, set post-confirmation status conference and deadline for filing post-confirmation status report, supported by declaration.

Tentative Ruling for February 28, 2018:

What, if anything, has to occur before the debtor will be in a position to move for entry of a final decree? Are there any unresolved disputes or claim objections?

Tentative Ruling for August 8, 2018:

Reorganized debtor reports that its revenues have usually been higher, by perhaps as much as \$31,000 per month. Does the reorganized debtor believe that it will be able to remain current on the payments due under the plan once it is required to start making payments to its unsecured creditors?

Hearing required.

Tentative Ruling for February 6, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

CONT... Critical Car Care, Inc.

Chapter 11

TAKE STATUS CONFERENCE OFF CALENDAR DUE TO GRANT OF
MOTION FOR FINAL DECREE. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Critical Car Care, Inc.

Represented By
Steven R Fox

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#104.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-1-18, 11-7-18

Docket 1

Courtroom Deputy:

1/29/19 - Joon Khang, (949)419-3834, has been approved for telephonic appearance on 2/6/19 @ 11am.

Tentative Ruling:

Debtor owns two houses, both of which are rented? Are both properties occupied by rent-paying tenants at the moment? Where does the debtor live? Debtor seeks to hire a number of attorneys as special counsel to handle various items of litigation. What is the lawsuit against Chase about? What is the lawsuit against Nationstar about?

Set bar date for filing proofs of claim and deadline for serving notice of bar date.

8/7/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- August 10, 2018

Bar date -- September 24, 2018

L/D to file updated status report -- October 24, 2018

Cont'd case status conference -- November 7, 2018 at 11:00 a.m.

Tentative Ruling for November 7, 2018:

Debtor represents in his status report that he has been working on a plan and disclosure statement and that he anticipates filing this plan and disclosure statement before the date of the status conference. Has this occurred?

What does the debtor anticipate that his proposed plan will say? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

CONT... Samuel Michael Saber

Chapter 11

Final Ruling for November 7, 2018:

Continue status conference to February 6, 2019 at 11:00 a.m. Debtor should file and serve updated status report by January 25, 2019.

Tentative Ruling for February 6, 2019:

Debtor still has not filed plan and disclosure statement. Debtor should devise plan structure that will work no matter the outcome of the pending matters. Set deadline for filing plan and disclosure statement for approximately 60 days. Continue case status conference to date that will coincide with date of hearing on disclosure statement.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

2:18-20918 NineSquare Holdings LLC

Chapter 11

#105.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-7-18

Docket 1

Courtroom Deputy:

1/31/19 - Kevin Roger, (949)263-8757, x 116, has been approved for telephonic appearance on 2/6/19 @ 11am

Tentative Ruling:

9/25/18 -- Court signed order setting bar date for November 30, 2018.

Tentative Ruling for November 7, 2018:

Who is the debtor's tenant? Is it an affiliated party? Continue case status conference approximately 90 days. Set deadline for filing updated status report.

Final Ruling for November 7, 2018:

Continue status conference to February 6, 2019 at 11:00 a.m. Debtor should file and serve updated status report not later than January 25, 2019. Debtor must file motion to sell property or to dismiss case not later than February 20, 2019. US Trustee will lodge order to this effect.

Tentative Ruling for February 6, 2019:

Debtor has filed motion to dismiss and court shortened time on hearing so that it could be heard concurrently with case status conference. Revisit case status after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

NineSquare Holdings LLC

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

CONT... NineSquare Holdings LLC

Andrew Moher

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

11:00 AM

2:18-20918 NineSquare Holdings LLC

Chapter 11

**#106.00 Debtor's Motion to Dismiss Chapter 11 Case
[OST]**

Docket 48

Courtroom Deputy:

1/31/19 - Kevin Roger, (949)263-8757, x 116, has been approved for telephonic appearance on 2/6/19 @ 11am

Tentative Ruling:

Does the US Trustee have any questions or concerns with regard to the proposed dismissal of this case? Hearing required.

Party Information

Debtor(s):

NineSquare Holdings LLC

Represented By
Andrew Moher

Movant(s):

NineSquare Holdings LLC

Represented By
Andrew Moher

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

#200.00 Confirmation Hearing re: Chapter 11 Plan of Reorganization Chapter 11 Plan of Reorganization, Dated November 30, 2018

Docket 187

***** VACATED *** REASON: CONT'D. TO 4/3/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/25/19 -- Court granted motion continuing confirmation hearing to April 3, 2019 at 2:00 p.m. and giving debtor to and including March 27, 2019 to file and serve his confirmation motion, ballot tally and supporting declarations. OFF CALENDAR FOR FEBRUARY 6, 2019.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

#201.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 1-24-18, 4-25-18, 6-27-18, 8-15-18, 8-29-18, 11-28-18

Docket 1

*** VACATED *** REASON: CONT'D. TO 4/3/19 @ 2PM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for serving notice of bar date and bar date. Continue case status conference to a date after bar date. Set deadline for filing updated status report. Court will set deadline for filing plan and disclosure statement at continued status conference. Discuss with debtor what needs to happen before plan of reorganization can be filed.

1/26/18 -- Court signed scheduling order setting following dates:

L/D for serving notice of bar date -- January 31, 2018

Bar date -- March 16, 2018

Cont'd status conference -- April 25, 2018 at 11

L/D to file updated status report -- April 13, 2018

Tentative Ruling for April 25, 2018:

Court notes that the proposed compromise with Georges includes releases for the debtor's parents, Sarkis and Alice Manjikian. How can the debtor be relied upon to act in the best interest of creditors of his estate in connection with negotiations with his parents? Discuss with debtor possible structures for the handling of this negotiation. Set deadline for filing plan and disclosure statement.

Tentative Ruling for June 27, 2018:

What are the principal terms of the proposed compromise between the debtor

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

CONT...

Viken Manjikian

Chapter 11

and his parents and when will the debtor be in a position to bring a motion for approval of this compromise? Hearing required.

Tentative Ruling for August 15, 2018:

Continue case status conference to August 29, 2018 at 10:00 a.m. so that it may be heard concurrently with motion for approval of compromise. (No updated status report will be required for that status conference.)
APPEARANCES WAIVED ON AUGUST 15, 2018.

Tentative Ruling for August 29, 2018:

Revisit status of case after conclusion of hearing on approval of compromise.

9/4/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- November 28, 2018 at 2
L/D to file plan and disclosure statement -- October 10, 2018
Hearing on disclosure statement -- November 28, 2018 at 2

Tentative Ruling for November 28, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

1/25/19 -- Court continued status conference to date of continued confirmation hearing. OFF CALENDAR FOR FEBRUARY 6, 2019.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#202.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 637 East 29th Street, Los Angeles, CA 90011

MOVANT: CENTER STREET LENDING FUND IV SPE, LLC.

fr. 11-27-18, 12-12-18

Docket 106

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is a chapter 11 case and there is no evidence that the property is declining in value. Court is not yet in a position to include that there is no reasonable prospect of reorganization within a reasonable period. Debtor has filed a plan and disclosure statement that is set for hearing on December 12, 2018. Deny motion or, if movant prefers and consents to continuance, continue hearing to coincide with date of hearing on disclosure statement so that, if court concludes that plan cannot be confirmed within a reasonable period at some point during the confirmation process, it can grant relief from stay.

Tentative Ruling for February 6, 2019:

Revisit motion after conclusion of hearings on related matters on calendar.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

Movant(s):

Center Street Lending Fund IV SPE,

Represented By
Kristin A Zilberstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#202.10 Ex Parte Application for Order Extending Deadline to File Debtor's Amended Disclosure Statement and Related Deadlines

Docket 120

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has filed a substitution of attorney, but has not yet filed a motion to employ replacement counsel. Why not? Debtor represented in motion that application to employ would be filed by January 17, 2019.

Why has it taken the debtor this long to proceed against the lender with regard to any issues or concerns that she may have with regard to the amount of its secured claim? The court set a deadline for her to file an adversary proceeding so that she would move forward with this last fall. (The original deadline was in July of last year, but the Court extended it at debtor's request to August 3 and then to September 25 or 28.) Debtor has had more than enough time to move this case forward and numerous issues arose at the hearing on the last disclosure statement that raise serious questions about the debtor's willingness to administer her assets for the benefit of her creditors.

Deny motion to extend.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By

Anthony Obehi Egbase

Crystle Jane Lindsey

Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#203.00 Debtor's Amended Disclosure Statement describing Debtor's Chapter 11 Plan of Reorganization

fr. 12-12-18

Docket 97

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has not filed the amended version of her disclosure statement by the deadline established by the court for this purpose. Deny approval of disclosure statement.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#204.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Has debtor filed motion for authority to use cash collateral? If not, why not? Has debtor been paying expenses in the interim? Debtor has proposed August 15 as the deadline for filing a plan. What has to happen before debtor will be in a position to file a plan? Hearing required.

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.
L/D to serve notice of bar date -- March 21, 2018
Bar date -- May 31, 2018
L/D to file joint status report -- June 5, 2018
L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor should file updated status report by July 30, 2018 and plan and disclosure

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 6, 2019

Hearing Room 1539

2:00 PM

CONT...

Denise Latrice Wheeler

Chapter 11

statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

10:00 AM

2:18-17542 Tralyia Dillon

Chapter 7

#1.00 Motion for Fine and/or Disgorgement of Fees against Bankruptcy Petition Preparer Alan T. Schroeder, Jr. and Lawtradr.com

Docket 20

***** VACATED *** REASON: CONT'D. TO 2/27/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At request of UST, continue hearing to February 27, 2019 at 10:00 a.m. OFF CALENDAR FOR FEBRUARY 7, 2019.

Party Information

Debtor(s):

Tralyia Dillon Pro Se

Trustee(s):

Rosendo Gonzalez (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

10:00 AM

2:18-18868 Oscar A Salazar

Chapter 7

#2.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case pursuant to 11 U.S.C. Section 707(b)(1), (b)(2) and (3)(B) and Contingent Motion to Extend Bar Date for Filing Complaint under 11 U.S.C. Section 727 Objecting to Debtor's Discharge

Docket 36

***** VACATED *** REASON: 1/29/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Oscar A Salazar

Represented By
Kevin Tang

Trustee(s):

John J Menchaca (TR)

Represented By
Wesley H Avery

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

10:00 AM

2:18-20135 Sammy Song Ok Choe

Chapter 7

#3.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case pursuant to 11 U.S.C. Section 707(b)(1), (b)(2) and (3)(B) and Contingent Motion to Extend Bar Date for Filing Complaint under 11 U.S.C. Section 727 Objecting to Debtor's Discharge

Docket 18

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. There is a presumption of abuse that has not been rebutted. If debtor reported all of the income he is receiving, he would have more than enough disposable income to repay his debts in full several times over. Dismiss case for abuse under sections 707(b)(1) and (2).

Party Information

Debtor(s):

Sammy Song Ok Choe

Represented By
Theresa Woo

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

10:00 AM

2:18-20941 Sam Albert Gardian

Chapter 7

#4.00 U.S. Trustee's Motion for Extension of Time to File a Complaint Objecting to Discharge Under 11 U.S.C. 727

Docket 19

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Extend deadline for filing objection to discharge and motion to dismiss for abuse through March 25, 2019.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-19186 Wendy Alvarez

Chapter 7

#100.00 Reaffirmation Agreement Between Debtor and OneMain Financial
fr. 10-2 (BR calendar); 12-3-18

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Parties did not use mandatory form. (Creditor is lowering interest rate from 36 percent to 34.97 percent and slightly increasing the principal amount of the loan.)

Party Information

Debtor(s):

Wendy Alvarez	Pro Se
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Trustee(s):

Brad D Krasnoff (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-19720 Trina Chevonne Newman

Chapter 7

#101.00 Reaffirmation Agreement Between Debtor and Americredit Financial Services, Inc. Dba GM Financial

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Debtor is only co-signor and interest rate is 24.95 percent.

Party Information

Debtor(s):

Trina Chevonne Newman

Represented By
Marshall S Tierney

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-20965 Omar A Cuevas

Chapter 7

#102.00 Reaffirmation Agreement Between Debtor and CarMax Auto Finance

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Omar A Cuevas

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21397 Kara Marie Quilang Cruz

Chapter 7

#103.00 Reaffirmation Agreement Between Debtor and JPMorgan Chase Bank, N.A.

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kara Marie Quilang Cruz

Represented By
Raymond J Bulaon

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21467 Eric John David Fonseca and Angelica Praise Fonseca

Chapter 7

#104.00 Reaffirmation Agreement Between Debtor and SchoolsFirst Federal Credit Union

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eric John David Fonseca

Represented By
Marlin Branstetter

Joint Debtor(s):

Angelica Praise Fonseca

Represented By
Marlin Branstetter

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21488 Arnita Danette Sass Connell

Chapter 7

#105.00 Reaffirmation Agreement Between Debtor and TD Auto Finance LLC

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Arnita Danette Sass Connell

Represented By
Heather J Canning

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21488 Arnita Danette Sass Connell

Chapter 7

#106.00 Reaffirmation Agreement Between Debtor and JPMorgan Chase Bank, N.A.

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Arnita Danette Sass Connell

Represented By
Heather J Canning

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21650 Leonel Dennis Dimas

Chapter 7

#107.00 Reaffirmation Agreement Between Debtor and Alaska USA Federal Credit Union

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Leonel Dennis Dimas

Represented By
Lauren M Foley

Trustee(s):

David M Goodrich (TR)

Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21841 Esther Guardado

Chapter 7

#108.00 Reaffirmation Agreement Between Debtor and TD Auto Finance LLC

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Debtor is not primary obligor.

Party Information

Debtor(s):

Esther Guardado

Represented By
Michael H Colmenares

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21848 Irma Woods

Chapter 7

#109.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Irma Woods

Represented By
Marcus Gomez

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-21850 Kimari Kubota

Chapter 7

#110.00 Reaffirmation Agreement Between Debtor and Glendale Federal Credit Union

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kimari Kubota

Represented By
Peter M Lively

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-22194 Floyd E. Givehand

Chapter 7

#111.00 Reaffirmation Agreement Between Debtor and SchoolsFirst Federal Credit Union

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Floyd E. Givehand

Represented By
James D. Hornbuckle

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-22258 Estela Torres Yanez

Chapter 7

#112.00 Reaffirmation Agreement Between Debtor and Wells Fargo Auto

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Estela Torres Yanez

Pro Se

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-22653 Gonzalo Gerardo Campos and Veronica Esperanza Britos

Chapter 7

#113.00 Reaffirmation Agreement Between Debtor and Wells Fargo Auto

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Gonzalo Gerardo Campos

Represented By
Gregory Grigoryants

Joint Debtor(s):

Veronica Esperanza Britos De

Represented By
Gregory Grigoryants

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-22950 Angela C Joyner

Chapter 7

#114.00 Reaffirmation Agreement Between Debtor and Navy Federal Credit Union

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Angela C Joyner

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23041 Arik Randal McNally

Chapter 7

#115.00 Reaffirmation Agreement Between Debtor and Los Angeles Polic Federal Credit Union

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Arik Randal McNally

Represented By
John Asuncion

Movant(s):

Arik Randal McNally

Represented By
John Asuncion

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23137 Kimberly Jo Brand

Chapter 7

#116.00 Reaffirmation Agreement Between Debtor and Ally Financial

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kimberly Jo Brand

Pro Se

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23210 John Ernest Isidro-Munoz

Chapter 7

#117.00 Reaffirmation Agreement Between Debtor and San Diego County Credit Union

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

John Ernest Isidro-Munoz

Represented By
Raymond J Bulaon

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23210 John Ernest Isidro-Munoz

Chapter 7

#118.00 Reaffirmation Agreement Between Debtor and Los Angeles Police Federal Credit Union

Docket 11

Courtroom Deputy:

1/3/19 - Lisa Yun, (619)338-6541, has been approved for telephonic appearance on 2/7/19 @ 11am

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

John Ernest Isidro-Munoz

Represented By
Raymond J Bulaon

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23348 Lisa Wray Dykes

Chapter 7

#119.00 Reaffirmation Agreement Between Debtor and Top Finance Company Inc

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Lisa Wray Dykes

Pro Se

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23445 Luis Arellano

Chapter 7

#120.00 Reaffirmation Agreement Between Debtor and Santander Consumer USA Inc.

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Luis Arellano

Represented By
Raymond Perez

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23532 Kay Ann Tekle

Chapter 7

#121.00 Reaffirmation Agreement Between Debtor and Pierce Brothers Valhalla
Memorial Park

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Kay Ann Tekle

Pro Se

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23537 Angela Felicia Reid

Chapter 7

#122.00 Reaffirmation Agreement Between Debtor and Premier Auto Credit

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Angela Felicia Reid

Pro Se

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23589 Michael David Warren

Chapter 7

#123.00 Reaffirmation Agreement Between Debtor and Navy Federal Credit Union

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Michael David Warren

Pro Se

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23697 Kathryn Maverick James

Chapter 7

#124.00 Reaffirmation Agreement Between Debtor and Mechanics Bank

Docket 12

*** VACATED *** REASON: 2/1/19 - ORDER ENTERED CONTINUING
MATTER TO 3/14/19 @ 9:30 AM. BEFORE JUDGE KWAN.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. CONTINUED TO MARCH 14, 2019 AT 9:30 A.M.
BEFORE JUDGE KWAN.

Party Information

Debtor(s):

Kathryn Maverick James

Pro Se

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23733 VICTOR ROSALES

Chapter 7

#125.00 Reaffirmation Agreement Between Debtor and Harley-Davidson Credit Corp

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

VICTOR ROSALES

Represented By
Ivan M Lopez Ventura

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23937 Marcela Nicole Ticas

Chapter 7

#126.00 Reaffirmation Agreement Between Debtor and Hyundai Capital America dba Kia Motors Finance

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Marcela Nicole Ticas

Pro Se

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-23999 Brian Allen Vanyo and Fabiana Luisa Vanyo

Chapter 7

#127.00 Reaffirmation Agreement Between Debtor and Navy Federal Credit Union

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Brian Allen Vanyo

Represented By
Louis J Esbin

Joint Debtor(s):

Fabiana Luisa Vanyo

Represented By
Louis J Esbin

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-24119 Robert Ray Harrison

Chapter 7

#128.00 Reaffirmation Agreement Between Debtor and Goldent 1 Credit Union

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Robert Ray Harrison

Pro Se

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-24124 Dora Aguilera

Chapter 7

#129.00 Reaffirmation Agreement Between Debtor and Nissan Motor Acceptance Corporation

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Dora Aguilera

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-24310 Marta Gonzalez

Chapter 7

#130.00 Reaffirmation Agreement Between Debtor and Santander Consumer USA Inc.

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Marta Gonzalez

Represented By
Sevag Nigoghosian

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

11:00 AM

2:18-24310 Marta Gonzalez

Chapter 7

#131.00 Reaffirmation Agreement Between Debtor and Nissan Motor Acceptance Corporation

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Marta Gonzalez

Represented By
Sevag Nigoghosian

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

2:00 PM

2:10-18429 The Preserve, LLC

Chapter 7

Adv#: 2:13-01406 Menchaca v. RESS Financial Corporation, a California Corporati

#200.00 Status Conference re: BAP Appeal Judgment RE: Appeal BAP Number: CC
17-1387- Vacated and Remanded

fr. 11-27-18

Docket 298

Courtroom Deputy:

2/1/19 - Jeffrey Broker, (949)222-2000, has been approved for telephonic appearance on 2/7/19 @ 2pm

Tentative Ruling:

Tentative Ruling for November 27, 2018:

BAP remanded this matter as it found that the bankruptcy court had applied an incorrect legal standard in finding RESS in contempt from and after December 20, 2012 and in applying a preponderance of the evidence standard to the issues of RESS's knowledge and willfulness.

Moving party has the burden of showing by clear and convincing evidence that the contemnors violated a specific and definite order of the court. The standard in the contempt context is different from that under section 362(k). In the contempt context, the party must know of the stay and that the stay applies to its conduct. Knowledge of the stay may not be inferred simply because the creditor knew of the bankruptcy. Even an unreasonable belief that the stay does not apply to a creditor's claims would preclude a finding of contempt. But, once a creditor becomes aware of a stay violation (i.e., by learning that the stay applies to its conduct), it has an affirmative duty to remedy that violation.

A plaintiff seeking contempt sanctions must show by clear and convincing evidence that contemnors violated a specific and definite order of the court. The clear and convincing standard applies not only to whether the stay has been violated, but also to knowledge and intent.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

2:00 PM

CONT... The Preserve, LLC

Chapter 7

On remand, the bankruptcy court may award damages only if it finds that the Trustee presented clear and convincing evidence that RESS knew that the stay applied to its conduct and acted intentionally in its conduct that violated the stay. A good faith belief, even if unreasonable, precludes an award of damages for contempt. In making its findings, the bankruptcy court may need to differentiate between RESS's knowledge of the applicability of the stay between December 20, 2012 and April 2, 2013 and its knowledge thereafter. It is entirely possible that there was no real dispute about RESS's knowledge as of April 2, when it was served with the Trustee's complaint: Mr. Beasley testified that once he read the bankruptcy court's valuation order, which was attached to the complaint, he realized that the reconveyed parcels were part of the bankruptcy estate and thus protected by the stay.

Civil contempt sanctions for willful violations of the automatic stay may appropriately include actual damages and attorneys' fees and costs incurred in voiding the stay violation and in pursuing damages for the violation.

Discuss with the parties how best to proceed in light of the current procedural posture of the case.

Final Ruling for November 27, 2018:

Continue hearing to February 7, 2019 at 2:00 p.m. Trustee should file and serve briefs and declarations with new calculations that authenticate anything in the record that trustee would like the court to view not later than January 17, 2019. RESS should file and serve briefs and declaration authenticating anything in the record that it would like the court to look at not later than January 31, 2019.

Tentative Ruling for February 7, 2019:

Neither the letter from Mr. Broker nor that from Mr. Gross told the lender of the existence of the valuation order. Therefore, neither letter advised the lender that the bankruptcy court had made a determination that the reconveyances were valid and enforceable and that the collateral package securing the loan was 636 acres, not 1284 acres. The testimony at trial was

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

2:00 PM

CONT... The Preserve, LLC

Chapter 7

that the lender did not learn of the existence of the valuation order until it received the complaint. Therefore, the trustee did not establish with clear and convincing evidence that, at any point prior to April 2, 2013, the lender knew that the automatic stay still applied to the reconveyed property.

Mr. Beasley's testimony about the Trustee's Sale Guaranty does not refute this. He testified that, when he saw the reconveyances on the TSG, he did further investigation and found that no map had been recorded as required by the California Subdivision Map Act that identified the reconveyed property as a separate legal parcel. Therefore, he concluded that a foreclosure as against only the 636 acres would violate the SMA and that the reconveyance was invalid because it didn't comply with the SMA.

Plaintiff claims that, if the Court were to reduce the damage award to fees and expenses incurred from and after April 2, 2013, it would result in a reduction of approximately \$9,000, but that calculation includes compensation for fees incurred in preparing the complaint, which occurred before April 2, 2013. And did the plaintiff file any declarations to support his calculations? (In preparing these declarations, plaintiff should review the charges identified in RESS's brief to ensure that only amounts attributable to litigation concerning issues that flowed directly from the stay violation, which amounts should include litigation necessary to obtain payment of these fees and expenses are included in the calculations.)

The original judgment included fees paid by Beaumont of \$182,844.98; fees due Levene Neal of \$190,159.50 and fees paid by Mr. Krentel of \$51,114.50. Court agrees that it may be appropriate to include at this juncture additional amounts that were not included in the calculations because they had not yet been paid by Beaumont, but they too must be fees that flow directly from issues attributable to the stay violation.

RESS seems to be saying that fees attributable to the slander of title claim or the injunctive relief claim cannot be included, but the Court disagrees. These fees do in fact flow directly from the stay violation. The slander of title in question was the lender's refusal to acknowledge that it did not hold a valid lien against property of the estate that was protected by the automatic stay. This is a violation of section 362(a)(3) -- an attempt to exercise control over

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, February 7, 2019

Hearing Room 1539

2:00 PM

CONT... The Preserve, LLC

Chapter 7

property of the estate. The whole point of the slander of title claim was simply to cause the lender to stop asserting that it still held a valid lien against the reconveyed property. A similar analysis applies to the injunctive relief claim. Although the lender rescinded the NOD, at no time did the lender agree that the reconveyances were valid and that it could not record a new NOD with regard to the reconveyed property -- property that the Court has held is property of the estate protected by the automatic stay. The request for injunctive relief was simply to ensure that the stay violation was not repeated. The fact that the slander of title claim was ultimately dismissed does not change this result.

The Court rejects RESS's contention that it cannot be liable for damages because it did nothing that violated the stay after it was served with the complaint. This is not accurate. Although RESS may have offered to stipulate to injunctive relief, this offer was never unconditional. RESS never offered to stipulate that there was no valid lien against the reconveyed property and always conditioned its willingness to agree to injunctive relief on the waiver of any monetary claims for damages for violation of the automatic stay. As a result, the plaintiff had no alternative but to continue the litigation to obtain the compensation and prospective relief to which it was entitled.

Continue hearing to give plaintiff a further opportunity to supply declarations that break out with particularity the fees incurred after April 2, 2013 that are attributable to issues and claims that flow from the stay violations and nothing else.

Party Information

Debtor(s):

The Preserve, LLC

Represented By
Jeffrey W Broker
Richard A Harvey

Defendant(s):

RESS Financial Corporation, a

Represented By
William M Burd
Michael D May

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, February 7, 2019

Hearing Room 1539

2:00 PM

CONT... The Preserve, LLC

Chapter 7

National Financial Lending, Inc.

Pro Se

Does 1 through 20

Pro Se

Plaintiff(s):

John Menchaca

Represented By
Irving M Gross
Timothy J Yoo
Steven J. Katzman
Anthony Bisconti
Monica Y Kim
Matthew M Clarke

Trustee(s):

John J Menchaca (TR)

Represented By
Monica Y Kim
John J Menchaca (TR)
Steven J. Katzman
Matthew M Clarke
Jeffrey W Broker

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

10:00 AM

2:12-20394 NGOC TAY PHAN

Chapter 7

Adv#: 2:12-01832 MGM Grand Hotel, LLC et al v. PHAN

#1.00 Application and Order for Appearance and Examination - Enforcement of Judgment for Third Person - Linh T. Nguyen

Docket 78

Courtroom Deputy:

2/7/19 - Attorney for Plaintiff will be submitting new Application/Order and setting hearing for: **APRIL 2, 2019 @ 10AM.**

Tentative Ruling:

If witness appears, have reporter administer oath and direct parties to retire to attorney conference room for examination.

Party Information

Debtor(s):

NGOC TAY PHAN

Represented By
Jonathan T Nguyen

Defendant(s):

NGOC TAY PHAN

Represented By
Jonathan T Nguyen

Movant(s):

MGM Grand Hotel, LLC

Represented By
William A Orzel

Plaintiff(s):

MGM Grand Hotel, LLC

Represented By
William A Orzel

Bellagio, LLC

Represented By
William A Orzel

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

10:00 AM

CONT... NGOC TAY PHAN

Chapter 7

Trustee(s):

Alberta P Stahl (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

10:00 AM

2:18-23777 Sabrina Nicole Fisher

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 Jeep Compass, VIN 1C4NJCBA5ED832377

MOVANT: SANTANDER CONSUMER USA, INC. DBA CHRYSLER CAPITAL

Docket 9

Courtroom Deputy:

2/5/19 - Jennifer Wang, (714)431-1026, has been approved for telephonic appearance on 2/12/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sabrina Nicole Fisher

Represented By
Heather J Canning

Movant(s):

Santander Consumer USA Inc. dba

Represented By
Jennifer H Wang

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

10:00 AM

2:18-25066 Maria Luisa Castanon

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 10943 Saragosa Street, Whittier, CA 90606

MOVANT: US BANK, NA

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Maria Luisa Castanon

Represented By
James Geoffrey Beirne

Movant(s):

U.S. Bank National Association, as

Represented By
Angie M Marth

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

10:00 AM

2:19-10084 Omar Galvez

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Toyota Prius VIN# JTDKBRFU453000755

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 9

Courtroom Deputy:

2/7/19 - Austin Nagel, (925)855-8080 x 205, has been approved for telephonic appearance on 2/12/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Omar Galvez

Represented By
Sam Benevento

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

10:00 AM

2:19-10480 L.A. Entertainment Center, Inc.

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 333 Boylston Street and 1201 W. 4th Street

MOVANT: 333 BOYLSTON, LLC.

fr. 2-26-19

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Property is not residential property. Paragraph 4 of the motion (relying on sections 362(b)(22) and (23) is inapplicable. (But court will not sua sponte impose sanctions under Rule 9011. Did debtor even give movant the benefit of the safe harbor provisions of that Rule?)

Deny motion to strike. Court agrees that evidence submitted is appropriate in light of substantive issues/defenses raised in opposition to motion.

Grant relief from stay to the extent necessary to permit the parties to litigate to a final judgment their respective claims against one another with regard to the property. (Leave stay in effect with regard to enforcement/obtaining possession.) Court is not currently in a position to assess whether there is a reasonable prospect of reorganization within a reasonable period. Continue hearing on balance of relief for a period of 60 to 90 days to give court an opportunity to re-assess at that point whether there is a reasonable prospect of reorganization within a reasonable period.

According to the debtor, there was an agreement that no rent would be paid while the property was in escrow. What happened to the escrow? What was supposed to happen after the close of escrow? Was the debtor to remain in possession? What rent was the debtor supposed to pay at that point? Is the

**United States Bankruptcy Court
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Los Angeles
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Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

10:00 AM

CONT... L.A. Entertainment Center, Inc. Chapter 7

debtor in a position to pay any rent at this point? Is it the debtor's position that its obligation to pay rent is suspended indefinitely? How does the debtor intend to fulfill its requirement to pay post-petition rents?

Hearing required.

Party Information

Debtor(s):

L.A. Entertainment Center, Inc.

Represented By
Raymond H. Aver

Movant(s):

333 Boylston, LLC

Represented By
Stacey A Miller

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

11:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#100.00 Motion For Order:

(1) Approving Debtors' Disclosure Statement Describing Debtors' Plan Dated December 31, 2018

(2) Setting Plan Solicitation And Confirmation Procedures

Docket 224

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling for matter no. 101.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Movant(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

GiGi Renee Shepherd

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

11:00 AM

CONT...

Paul Stuart Shepherd and GiGi Renee Shepherd

Ron Bender

Todd M Arnold

Beth Ann R Young

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

11:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#101.00 Disclosure Statement Describing Debtors' Plan of Reorganization Dated December 31, 2018

Docket 223

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

In light of the issues that the debtors have had with consummating a sale of the property, the Court agrees that the plan and confirmation order should contain provisions that explain what will happen if a sale isn't consummated by a date certain. (There can be a procedure for applying for an extension of that date.) The court does not want to be in the situation of having a plan confirmed that never goes effective.

Additional Comments on Plan:

1. As the debtors have reserved the right to object to claims, the plan should include provisions concerning a disputed claim reserve.
2. The section on modification should be updated to include 1127(e).
3. The discharge section should be changed to provide that debtors will only receive a discharge once they have made all the payments due under the plan.

Disclosure Statement:

Debtors should add a discussion of the current status of the Keros settlement and more information concerning recent efforts to consummate a sale of the properties.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

11:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd
Todd M Arnold
Beth Ann R Young

Chapter 11

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
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11:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-30-17, 9-6-17, 11-29-17, 12-12-17, 3-14-18, 3-21-18, 6-13-18, 6-27-18,
8-29-18, 11-28-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/23/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 10:00 a.m. OFF CALENDAR FOR AUGUST 30, 2017.

Tentative Ruling for September 6, 2017:

Why are these debtors in bankruptcy? They can well afford to pay claims against them. It appears that this case was filed to obtain the benefit of a more favorable forum for the resolution of their disputes with the Keros concerning the enforceability of a prepetition sale agreement. Why can't that dispute simply be resolved in state court? Hearing required.

9/14/17 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- September 15, 2017

Bar date -- November 17, 2017

L/D to file updated status report -- November 22, 2017

Cont'd status conference -- November 29, 2017 at 11:00 a.m.

Tentative Ruling for December 12, 2017:

Revisit status of case after conclusion of related matters on calendar.

Final Ruling for December 12, 2017:

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11:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd Chapter 11

Continue hearing to March 14, 2018 at 11:00 a.m. Debtor should file updated status report by March 2, but could will waive that requirement if the debtor schedules a hearing on a sale motion concurrently with the continued case status conference.

Tentative Ruling for March 14, 2018:

Continue hearing to March 21, 2018 at 10:00 a.m. to be heard concurrently with motion for approval of compromise with LA Conservancy.
APPEARANCES WAIVED ON MARCH 14, 2018.

Tentative Ruling for March 21, 2018:

Do debtors have any realistic prospect of being able to pay Keros the settlement payment by March 31, 2018? If so, how? Hearing required.

Tentative Ruling for June 13, 2018:

Continue case status conference to June 27, 2018 at 10:00 a.m. so that it may be heard concurrently with new motion for approval of sale. OFF CALENDAR FOR JUNE 13, 2018.

Tentative Ruling for June 27, 2018:

Well, it happened again. Another sale motion has been withdrawn. What went wrong this time? Hearing required.

Tentative Ruling for August 29, 2018:

When does debtor anticipate that it will be filing motion for approval of compromise with RND? What progress, if any, has Pacific Union made with regard to finding a buyer for the property? Is the idea that the property will be sold subject to the agreement with the conservancy, meaning that the buyer will have to locate a spot to which the house can be moved and pay for the cost of moving it? How is that not a substantial disincentive to any buyer to buy the property?

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11:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Hearing required.

Tentative Ruling for November 28, 2018:

Have the parties succeeded in negotiating an extension of the Keros settlement agreement? Have the new brokers managed to locate anyone interested in purchasing either property? Has there been any interest in either property in recent weeks? Hearing required.

Tentative Ruling for February 12, 2019:

Revisit status of case after conclusion of hearing on disclosure statement. (Debtors do not need to keep answering all questions in the original order setting the status conference in subsequent status reports. They only need to apprise the court of the current status of the case and significant developments since the last status conference.)

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:17-16806 Martin Edward Rodriguez

Chapter 7

Adv#: 2:17-01472 Yoo v. Rodriguez et al

#200.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) 31 (Approval of sale of property of estate and of a co-owner - 363(h)),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Timothy J. Yoo against Consuelo Rodriguez, Mary H. Rodriguez, Martin Edward Rodriguez

fr. 11-14-17, 2-27-18, 5-8-18, 8-7-18, 10-9-18, 12-11-18

Docket 1

***** VACATED *** REASON: 1/15/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff of January 31, 2018 and final status conference for approximately same time frame.

11/16/17 -- Court approved scheduling order setting following dates:

Cont'd status conference -- February 27, 2018 at 2:00 p.m.

L/D to file joint status report -- February 13, 2018

L/D to conduct discovery -- February 28, 2018

2/14/18 -- Court approved stipulation setting following dates:

Cont'd status conference -- May 8, 2018 at 2:00 p.m.

Cont'd discovery cuotff -- April 30, 2018

L/D to file joint status report -- April 24, 2018.

4/26/18 -- Court approved stipulation continuing discovery cutoff to July 31, 2018 and continuing status conference to August 7, 2018 at 2:00 p.m. Parties shall file joint status report not later than July 24, 2018. OFF CALENDAR FOR MAY 8, 2018.

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2:00 PM

CONT... Martin Edward Rodriguez Chapter 7

7/27/18 -- Court approved stipulation continuing discovery cutoff to October 1, 2018 and continuing status conference to October 9, 2018 at 2:00 p.m. Parties shall file joint status report not later than September 25, 2018. OFF CALENDAR FOR AUGUST 7, 2018.

10/4/18 -- Court approved stipulation continuing discovery cutoff to November 30, 2018 and continuing status conference to December 11, 2018 at 2:00 p.m. Parties shall file joint status report not later than November 27, 2018. OFF CALENDAR FOR OCTOBER 9, 2018.

11/27/18 -- Court approved stipulation continuing status conference to February 12, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018.

1/2/19 -- Court approved compromise pursuant to which lump sum will be paid and action will be dismissed.

1/15/19 -- Court approved stipulation re dismissal. OFF CALENDAR. ACTION DISMISSED.

Party Information

Debtor(s):

Martin Edward Rodriguez

Represented By
Raymond Perez

Defendant(s):

Consuelo Rodriguez

Represented By
Jeffrey B Smith

Mary H. Rodriguez

Represented By
Jeffrey B Smith

Martin Edward Rodriguez

Pro Se

Plaintiff(s):

Timothy J. Yoo

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

CONT... Martin Edward Rodriguez

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:17-21775 Levon Isadzhanyan

Chapter 7

Adv#: 2:18-01003 Tarpinian et al v. Isadzhanyan

#201.00 Pretrial Conference re: 41(Objection/revocation of discharge - 727(c)(d),(e)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Nayrie Garo Tarpinian, Gary Tarpinian against Levon Isadzhanyan

fr. 3-6-18, 6-5-18, 9-11-18, 12-11-18, 12-18-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference for approximately 90 days. Order parties to complete a day of mediation under court's mediation program prior to date of continued status conference.

3/27/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.
L/D to file joint status report -- May 22, 2018
L/D to lodge order appointing mediators -- March 26, 2018
L/D to complete mediation -- June 5, 2018.

3/27/18 -- Court approved order appointing mediators.

Tentative Ruling for June 5, 2018:

Have the parties complied with this Court's order to complete a day of mediation prior to June 5, 2018? If not, why not?

6/29/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- September 11, 2018 at 2:00 p.m.
L/D to file joint status report -- August 28, 2018

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2:00 PM

CONT... Levon Isadzhanyan

Chapter 7

L/D to lodge order appointing mediators -- June 29, 2018
L/D to complete mediation -- September 11, 2018

7/16/18 -- Court approved stipulation appointing mediators.

Tentative Ruling for September 11, 2018:

Did the parties participate in a mediation? If not, why not? If so, did the matter settle? Where is the joint status report that should have been filed 14 days before the status conference? Hearing required.

9/20/18 -- Court signed scheduling order setting following dates:

L/D to conduct discovery -- November 13, 2018
L/D to lodge joint pretrial order -- November 27, 2018
Pretrial conference -- December 11, 2018 at 2:00 p.m.

11/21/18 -- Parties submitted stipulation continuing opposition and reply dates for motion for summary judgment but not continuing hearing on motion. Court needs additional time to review papers submitted late. Court approved stipulation but added a provision continuing hearing date on motion for summary judgment to December 18, 2018 at 2:00 p.m. Continue pretrial conference to date of continued hearing on motion for summary judgment. OFF CALENDAR FOR DECEMBER 11, 2018.

12/18/18 -- Parties have filed stipulation asking Court to set continued date for pretrial conference and new deadline for lodging joint pretrial order on December 18, 2018 after hearing on motion for summary judgment.

Tentative Ruling for December 18, 2018:

Discuss with parties whether, in light of manner in which issues have been narrowed, the court can dispense with a pretrial conference and proceed directly to trial.

1/9/19 -- Court entered scheduling order that included the following language:

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2:00 PM

CONT... Levon Isadzhanyan

Chapter 7

The Court orders a bifurcated trial solely on the issue of whether the four representations at issue were made knowingly and fraudulently. Parties are ordered to tailor the January 29, 2019 pre-trial order to solely address this issue. All other issues and claims for relief are reserved for a second trial to be scheduled, if necessary, after the first trial has been completed.

1/9/19 -- Court entered order on motion for summary judgment with regard to fourth claim for relief summarily adjudicating that debtor's representations as to the income received during the six months prior to his bankruptcy, the income he earned in 2017, the amount of his liabilities and whether he was working on the Orcas Project were false and that these misrepresentations were material. Court denied summary adjudication as whether these misrepresentations were knowing and fraudulent.

Tentative Ruling for February 12, 2019:

Approve parties' joint pretrial order (with one correction to be discussed on record). Set date and briefing schedule for evidentiary hearing.

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Defendant(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Plaintiff(s):

Nayrie Garo Tarpinian

Represented By
Cliff Schneider

Gary Tarpinian

Represented By
Cliff Schneider

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Brandon J Iskander

**United States Bankruptcy Court
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:17-21775 Levon Isadzhanyan

Chapter 7

Adv#: 2:18-01430 Leslie (TR) v. Alaberdyan

#202.00 Status Conference re: 91 (Declaratory judgment), (11 (Recovery of money/property - 542 turnover of property))Complaint by Sam S. Leslie against Nina Alaberdyan

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/26/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/18/2019 -- Court approved stipulation extending deadline to respond to complaint to January 23, 2019.

1/28/19 -- Court approved stipulation continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 12, 2019.

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Defendant(s):

Nina Alaberdyan

Represented By
Stella A Havkin

Plaintiff(s):

Sam S Leslie (TR)

Represented By
Brandon J Iskander

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui

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2:00 PM

CONT...

Levon Isadzhanyan

Brandon J Iskander

Chapter 7

**United States Bankruptcy Court
Central District of California
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:18-17946 Manuel Rene Servin

Chapter 7

Adv#: 2:18-01436 KURTZ v. Sandoval et al

#203.00 Status Conference re: 14 (Recovery of money/property - other),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Heide Kurtz, against Felix R. Sandoval, Juan Sandoval, Manuel Rene Servin, Brenda Marisela Servin.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Manuel Rene Servin	Pro Se
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Defendant(s):

Felix R. Sandoval	Pro Se
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Juan Sandoval	Pro Se
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Manuel Rene Servin	Pro Se
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Brenda Marisela Servin	Pro Se
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Joint Debtor(s):

Brenda Marisela Servin	Pro Se
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Plaintiff(s):

HEIDE KURTZ	Represented By Carmela Pagay
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**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Manuel Rene Servin

Chapter 7

Trustee(s):

Heide Kurtz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
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Los Angeles
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:18-18683 Mia Seonmee Cho Yoo

Chapter 7

Adv#: 2:18-01336 Royal Bridge International Corporation. v. Yoo

#204.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Royal Bridge International Corporation. against Mia Seonmee Cho Yoo

fr. 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Where is the joint status report that should have been filed two weeks before the status conference? How long do the parties anticipate that it will take them to complete discovery? Does either party presently contemplate any pretrial motions? Is this an appropriate matter to be sent to an early mediation? Hearing required.

1/7/19 -- Court approved stipulation continuing status conference to February 12, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for February 12, 2019:

Counsel for defendant has not withdrawn from this action. He therefore is under a duty to participate in the early meeting of counsel and the preparation of the joint status report. Impose sanctions of \$250 on counsel for plaintiff for failing to participate in the early meeting of counsel and the preparation of a joint status report. Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to the date of the continued status conference.

Party Information

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Mia Seonmee Cho Yoo

Chapter 7

Debtor(s):

Mia Seonmee Cho Yoo

Represented By
Michael H Yi

Defendant(s):

Mia Seonmee Cho Yoo

Represented By
Michael H Yi

Plaintiff(s):

Royal Bridge International

Represented By
Jisoo Hwang

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Monica Y Kim
Carmela Pagay

**United States Bankruptcy Court
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01307 NG DIP LIQUIDATING TRUST v. City of Los Angeles

#205.00 Status Conference re: 91 (Declaratory judgment)) Complaint by NG DIP
LIQUIDATING TRUST against City of Los Angeles

fr. 11-27-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediatoin prior to date of continued status conference.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

City of Los Angeles

Represented By
Wendy A Loo

Plaintiff(s):

NG DIP LIQUIDATING TRUST

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01362 NG DIP Liquidating Trust v. Lee + Lani, LLC

Chapter 11

#206.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Lee + Lani, LLC.

fr. 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/4/18 -- Court signed order approving stipulation continuing response date to January 10, 2019 and continuing status conference to February 12, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for February 12, 2019:

Issue order striking response to complaint, as defendant is not an individual and may not appear except through counsel. (Person who filed response on defendant's behalf is not an attorney.) Continue status conference approximately 90 days.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lee + Lani, LLC

Pro Se

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2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#207.00 Plaintiff's Motion For Leave To Amend Complaint

Docket 12

***** VACATED *** REASON: 2/4/19 - ORDER ENTERED APPROVING
STIPULATION FOR LEAVE TO AMEND COMPLAINT;**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

2/1/19 -- Court approved stipulation continuing trustee's deadline to file amended complaint to February 12, 2019 and extending defendant's deadline to respond to complaint to March 5, 2019. MOTION RESOLVED. OFF CALENDAR.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Movant(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim

Timothy Yoo (TR)

Represented By
Monica Y Kim

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Onebada, Inc

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#208.00 Status Conference re: Trustee's Motion RE: Objection to Claim Number 19 by Claimant Michael Perez

fr. 3-1-18, 6-7-18, 10-17-18, 12-12-18

Docket 918

Courtroom Deputy:

2/11/19 - Michael Simon, (714)445-1000, has been approved for telephonic appearance on 2/12/19 @ 2pm.

Tentative Ruling:

Tentative Ruling for March 1, 2018:

Rulings on Movant's Evidentiary Objections;

Evidentiary Objections to Perez Declaration;

1. Sustain.
2. Overrule.
3. Sustain.
4. Overrule.
5. Sustain.
6. Sustain.
7. Sustain.

Evidentiary Objections to Franck Declaration:

1. Overrule.
2. Sustain.
3. Sustain.
4. Sustain.
5. Sustain.
6. Sustain.
7. Sustain.
8. Sustain.
9. Sustain.

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2:00 PM

CONT... East Coast Foods, Inc.

Chapter 11

- 10. Sustain.
- 11. Sustain.
- 12. Sustain.

Tentative Ruling on Merits:

Court has not previously ruled on whether debtor and its affiliates are or are not alter egos or whether substantive consolidation would be appropriate. Court is not prepared to summarily adjudicate whether an employee of one of Mr. Hudson's nondebtor restaurants should be treated as an employee of the debtor. Deem motion to be an adversary proceeding for procedural purposes. Give parties an opportunity to conduct discovery. Set status conference in approximately 90 days.

Final Ruling for March 1, 2018:

Court made above evidentiary rulings. Court will prepare order deeming matter to be adversary proceeding for procedural purposes and setting status conference for June 7, 2018 at 10:00 a.m. Parties shall file joint status report 14 days before date of status conference.

Tentative Ruling for June 7, 2018:

Set a deadline for filing pretrial motions, including any motion to compel further discovery, if the claimant believes that the trustee's responses to discovery requests were inadequate.

If the Court understands correctly, claimants contention here is that this estate is liable for his claims against the debtor's affiliates because the affiliates and the debtor were operated as one integrated enterprise -- in other words, because they are alter egos of one another or should be substantively consolidated with one another and not because of some fraudulent conduct that was unique to this claimant that should permit him to rely on the creditworthiness of the debtor. If the court's understanding is correct, there are other parties that must be named in this action. (The court is not going to adjudicate the issue of substantive consolidation unless it would bind all parties to the outcome.) If the claimant wants to proceed with this claim, Herbert Hudson and the other entities that he owns are necessary parties

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2:00 PM

CONT... **East Coast Foods, Inc.**
here.

Chapter 11

(Does Mr. Aver have appropriate conflict waivers here? Can he represent both Beesley, one of the largest creditor of this bankruptcy estate, and Perez, who seeks to assert a large claim against this estate, whose claim, if allowed, would significantly extend the time necessary to pay allowed claims under the plan? Would it be in the best interest of creditors of this estate generally to have the nondebtor entities consolidated into the estate?)

6/15/18 -- Court signed scheduling order setting following dates:

Cont'd status conference -- October 17, 2018 at 11:00 a.m.
L/D to file joint status report -- October 6, 2018
L/D to complete mediation (with nondebtor entities) -- October 17, 2018
L/D to lodge order appointing mediators -- July 2, 2018

Tentative Ruling for October 17, 2018:

Enter an order continuing status conference to December 12, 2018 at 11:00 a.m. and extending deadline for parties to complete mediation to that same date. APPEARANCES WAIVED ON OCTOBER 17, 2018.

Tentative Ruling for December 12, 2018:

Parties report that this matter has been settled. Continue hearing to February 12, 2019 at 2:00 p.m. to give the parties an opportunity to document their settlement. APPEARANCES WAIVED ON DECEMBER 12, 2018.

Tentative Ruling for February 12, 2019:

In status report, plan trustee reports that settlement has now been fully documented and agreement has been executed. Plan trustee asks that the hearing be taken off calendar, but the Court does not take unresolved matters off calendar. In light of the settlement, does the plan trustee plan to withdraw the objection? Is there a stipulation that will be filed? Will the court be entering an order? How will this matter be resolved as a procedural matter?

Party Information

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2:00 PM

CONT... East Coast Foods, Inc.

Chapter 11

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Movant(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok

**United States Bankruptcy Court
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Tuesday, February 12, 2019

Hearing Room 1539

2:00 PM

2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

#209.00 Motion to Disqualify David Golubchik and the Firm Levene, Neale, Bender Yoo & Brill, LLP as Counsel for Plaintiff Gerson Fox and Gertrude Fox

Docket 183

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Respondent is correct that Kamen declaration should have been filed with motion, but deny motion to strike, as declaration contains useful information relevant to resolution of motion.

NOTE: Motion was brought pursuant to California Rule of Professional Conduct 3-310, which has been replaced effective November 1, 2018 by Rule 1.9. However, even if motion had been brought under the rule that is actually applicable, the result should be the same.

Deny motion to disqualify. Golubchik and the Levene firm never represented Kamen or Kamen's interests. They represented LLC's in which he asserted an equity interest, but that is very different from representing his interests in the bankruptcy context. The employment applications authorized the firm to represent the entities, not the individuals.

Moreover, and particularly noteworthy here is the the fact that, at and after the time the firm was retained and filed the LLC's bankruptcy cases, they were representing interests that were *adverse* to those of Kamen. As Kamen's declaration itself points out, the Fox parties had prevented Kamen from controlling the LLC's and were asserting that he had no right to manage the entities. The LLC's were controlled by the Fox parties and he was not being permitted to play any role in management. He was never giving marching instructions to the firm and was cast in the role of an opposing party, not a client giving the firm confidential information. Kamen has always been an opposing party vis-a-vis the firm and the Fox parties. He has never been a

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2:00 PM

CONT... Michael Joel Kamen

Chapter 7

client of the firm and was never in a position to impart any confidential information to the firm.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Movant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Plaintiff(s):

Commerce Drive, LP

Represented By
Andy Kong
James KT Hunter

Soledad Commons, LLC

Represented By
Andy Kong
James KT Hunter

South City Wichita Partners, LLC

Represented By
Andy Kong
James KT Hunter

Larchmere Partners, LLC

Represented By
Andy Kong
James KT Hunter

Garson Victory, LLC

Represented By
Andy Kong
James KT Hunter

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Michael Joel Kamen

Chapter 7

501 Grant Street Partners, LLC

Represented By
Andy Kong
James KT Hunter

111 Sunset, LP

Represented By
Andy Kong
James KT Hunter

Center City Tower, LP

Represented By
Andy Kong
James KT Hunter

201 North Brand, LLC

Represented By
Andy Kong
James KT Hunter

357 South Broadway, LLC

Represented By
Andy Kong
James KT Hunter

1530 West Covina Parkway, LLC

Represented By
Andy Kong
James KT Hunter

Gerson & Gertrude Fox Family Trust

Represented By
Andy Kong
James KT Hunter

Gertrude Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Gerson Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

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CONT... Michael Joel Kamen
Elissa D. Miller

Represented By
Ryan D ODea

Chapter 7

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

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2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

#210.00 Motion For Partial Summary Adjudication Of Plaintiffs' Second Amended Complaint

Docket 171

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Although the Court would be prepared to conclude that the debtor's schedules contained false information (by omitting responsive information) and that at least some of these false statements or omissions were material, the Court is not prepared to adjudicate summarily that these false statements or omissions were knowing and fraudulent. Although it appears more likely than not that this is the case, the Court cannot weigh the evidence in this procedural context. As whether these omissions were knowing and fraudulent are genuine issues of material fact, summary adjudication must be denied.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Movant(s):

Gerson Fox

Represented By
Andy Kong
James KT Hunter

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CONT... Michael Joel Kamen

Chapter 7

Gertrude Fox

Benjamin Nachimson
David B Golubchik

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Plaintiff(s):

Commerce Drive, LP

Represented By
Andy Kong
James KT Hunter

Soledad Commons, LLC

Represented By
Andy Kong
James KT Hunter

South City Wichita Partners, LLC

Represented By
Andy Kong
James KT Hunter

Larchmere Partners, LLC

Represented By
Andy Kong
James KT Hunter

Garson Victory, LLC

Represented By
Andy Kong
James KT Hunter

501 Grant Street Partners, LLC

Represented By
Andy Kong
James KT Hunter

111 Sunset, LP

Represented By
Andy Kong
James KT Hunter

201 North Brand, LLC

Represented By
Andy Kong

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CONT...

Michael Joel Kamen

Chapter 7

	James KT Hunter
Elissa D. Miller	Represented By Ryan D ODea
357 South Broadway, LLC	Represented By Andy Kong James KT Hunter
1530 West Covina Parkway, LLC	Represented By Andy Kong James KT Hunter
Gerson & Gertrude Fox Family Trust	Represented By Andy Kong James KT Hunter
Gertrude Fox	Represented By Andy Kong James KT Hunter Benjamin Nachimson David B Golubchik
Gerson Fox	Represented By Andy Kong James KT Hunter Benjamin Nachimson David B Golubchik
Center City Tower, LP	Represented By Andy Kong James KT Hunter

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

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2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

#211.00 Status Conference re: 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)) Complaint by Gerson and Gertrude Fox against Michael Joel Kamen

fr. 8-21-12, 8-28-12, 1-31-13, 3-28-13, 5-28-13, 11-5-13, 5-27-14, 12-2-14, 5-5-15, 11-3-15, 2-2-16, 5-24-16, 8-30-16, 10-18-16, 2-7-17, 4-25-17, 5-9-17, 6-27-17, 7-6-17, 7-11-17, 10-5-17, 10-31-17, 1-30-18, 4-3-18, 7-17-18, 10-23-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/27/12 -- Court approved stipulation continuing hearing to March 28, 2013 at 10:00 a.m. OFF CALENDAR FOR JANUARY 31, 2013.

2/1/13 -- Court approved stipulation continuing hearing to May 28, 2013 at 2:00 p.m. OFF CALENDAR FOR MARCH 28, 2013.

3/11/13 -- Court approved stipulation continuing hearing to November 5, 2013 at 2:00 p.m. OFF CALENDAR FOR MAY 28, 2013.

OFF CALENDAR. COURT SIGNED STIPULATION CONTINUING HEARING TO MAY 27, 2014 AT 2:00 P.M.

10/6/14 -- Court signed stipulation setting following dates:

L/D to file amended complaint -- March 31, 2015

L/D to respond to amended complaint -- April 30, 2015

Cont'd status conference -- May 5, 2015 at 2:00 p.m.

L/D to object to debtor's discharge -- March 31, 2015.

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CONT... Michael Joel Kamen

Chapter 7

4/6/15 -- Court signed stipulation setting following dates:

L/D to file amended complaint -- September 30, 2015
L/D to respond to amended complaint -- October 30, 2015
Cont'd status conference -- November 3, 2015 at 2:00 p.m.
L/D to object to debtor's discharge -- September 30, 2015

OFF CALENDAR FOR MAY 5, 2015.

Tentative Ruling for February 2, 2016:

Revisit status of action after conclusion of hearing on motion for extension of time to file amended complaint.

Tentative Ruling for May 24, 2016:

Order parties to complete a day of mediation prior to date of continued status conference. Continue status conference approximately 90 days.

6/3/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- August 30, 2016 at 2:00 p.m.
L/D to file joint status report -- August 16, 2016
L/D to lodge order appointing mediator -- June 20, 2016
L/D to complete mediation -- August 30, 2016.

8/5/16 -- Court approved order appointing mediator.

Tentative Ruling for August 30, 2016:

Where is the status report that should have been filed by August 16, 2016?
Have the parties completed a day of mediation? Hearing required.

9/23/16 -- Court approved scheduling order setting following dates:

Cont'd status conference -- October 18, 2016 at 2:00

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CONT... Michael Joel Kamen

Chapter 7

L/D to file joint status report -- October 4, 2016
L/D to complete mediation extended to October 18, 2016

Tentative Ruling for October 18, 2016:

Parties have now completed mediation, which apparently was not successful.
Have parties commenced discovery? Hearing required.

Final Ruling for October 18, 2016:

Continue hearing to February 7, 2017 at 2:00 p.m. Parties shall file joint
status report not later than January 24, 2017.

Tentative Ruling for February 7, 2017:

Both parties report that there are motions that they intend to file. Set
deadline(s) for the filing of these motions and continue status conference to
date that can be used for these hearings.

Tentative Ruling for April 25, 2017:

Joint status report due April 11 was filed on April 19, 2017. Court is confused
by the discussion of Mel Kaftan in the status report. Are there possible
criminal charges that might be filed against him? If not, even if he might have
received preferential transfers, he has no right to refuse to testify if
subpoenaed and cannot require the trustee to dismiss claims against him as
a condition to his cooperation. What is the court missing?

Hearing required.

5/3/17 -- Court approved stipulation continuing hearing to June 27, 2017 at
2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 27, 2017:

Where is the joint status report that should have been filed two weeks before
the status conference? Hearing required.

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Michael Joel Kamen

Chapter 7

6/26/17 -- Court approved stipulation continuing hearing to July 6, 2017 at 10:00 a.m. OFF CALENDAR FOR JUNE 27, 2017.

6/30/17 -- Court continued hearing to July 11, 2017 at 2:00 p.m. so that it may be heard concurrently with related matters. OFF CALENDAR FOR JULY 6, 2017. NO APPEARANCE REQUIRED.

Tentative Ruling for July 11, 2017:

Tentative ruling for June 27 remains unchanged.

9/22/17 -- Court continued hearing to October 31, 2017 at 2:00 p.m. so that it may be heard concurrently with related matters. OFF CALENDAR FOR OCTOBER 5, 2017. NO APPEARANCE REQUIRED.

Where is the joint status report that should have been filed two weeks prior to the status conference? What is the status of this matter? Hearing required.

Tentative Ruling for January 30, 2018:

At request of plaintiff for reasons set forth in joint status report, continue status conference to April 3, 2018 at 2:00 p.m. Parties should file joint status report two weeks prior to continued status conference. OFF CALENDAR FOR JANUARY 30, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for April 3, 2018:

Set discovery cutoff for approximately 90 to 120 days and continue status conference to approximately same time frame.

4/11/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- July 17, 2018 at 2:00 p.m.

L/D to file joint status report -- July 3, 2018

L/D to complete discovery -- 11/13/2018

Tentative Ruling for July 17, 2018:

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CONT...

Michael Joel Kamen

Chapter 7

Court is confused. Why did plaintiffs refile on July 6, 2018 the same status report submitted by the parties in March? Where is the new status report that should have been filed by July 3, 2018? Did the plaintiffs take a deposition of Melvin Kaftan in Michigan in June?

Hearing required.

(New status report was filed on July 12, 2018, which was late. Did plaintiff take deposition of Melvin Kaftan in Michigan in June? Set deadline for plaintiff to file motion for summary judgment.)

Final Ruling from July 17, 2018:

Deposition of Melvin Kaftan did not go forward. Parties are negotiating an offer of proof in lieu of the deposition. Continue status conference to October 23, 2018 at 2:00 p.m. Parties should file joint status report not later than October 9, 2018.

Tentative Ruling for October 23, 2018:

Joint status report was not filed until October 17, 2018. Discovery cutoff is currently set for November 13, 2018. Set date for pretrial conference and deadline for filing pretrial motions.

10/26/18 -- Court signed scheduling order with following dates:

Extended discovery cutoff -- December 14, 2018
Cont'd status conference -- February 12, 2019 at 2:00 pm
Court waived requirement that joint status report be filed
L/D to file pretrial motions -- December 31, 2018
L/D for pretrial motions to be heard -- February 12, 2019

Tentative Ruling for February 12, 2019:

Revisit status of action after conclusion of hearings on related matters on calendar.

Party Information

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2:00 PM

CONT... Michael Joel Kamen

Chapter 7

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Plaintiff(s):

Commerce Drive, LP

Represented By
Andy Kong
James KT Hunter

Soledad Commons, LLC

Represented By
Andy Kong
James KT Hunter

South City Wichita Partners, LLC

Represented By
Andy Kong
James KT Hunter

Larchmere Partners, LLC

Represented By
Andy Kong
James KT Hunter

Garson Victory, LLC

Represented By
Andy Kong
James KT Hunter

501 Grant Street Partners, LLC

Represented By
Andy Kong
James KT Hunter

111 Sunset, LP

Represented By
Andy Kong
James KT Hunter

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CONT... Michael Joel Kamen

Chapter 7

Center City Tower, LP

Represented By
Andy Kong
James KT Hunter

201 North Brand, LLC

Represented By
Andy Kong
James KT Hunter

357 South Broadway, LLC

Represented By
Andy Kong
James KT Hunter

1530 West Covina Parkway, LLC

Represented By
Andy Kong
James KT Hunter

Gerson & Gertrude Fox Family Trust

Represented By
Andy Kong
James KT Hunter

Gertrude Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Gerson Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Elissa D. Miller

Represented By
Ryan D ODea

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, February 13, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#200.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 8-8-18, 9-11-18, 10-9-18, 10-4-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/27/19 @ 2PM**

Courtroom Deputy:

1/22/19 - Debtor's Disclosure Statement has been rescheduled to 2/27/19 @ 2pm.

2/4/19 - Notice of Rescheduled Hearing mailed to parties. Hearing rescheduled to 2/27/19 @ 2pm.

Tentative Ruling:

Debtor refers in its status report to a settlement with Travel Traders Hotel that was approved on September 19, 2018. This must be inaccurate. What is the status of this settlement?

Set deadline for service of notice of bar date and bar date.

8/22/18 -- Court approved scheduling order setting following dates:

L/D to serve notice of bar date -- August 29, 2018

Bar date -- October 19, 2018

Cont'd status conf -- September 11, 2018 at 11

Tentative Ruling for September 11, 2018:

Continue case status conference to October 4, 2018 at 10:00 a.m. to be heard concurrently with UST's motion to dismiss or convert. Waive requirement that debtor file updated status report.

Tentative Ruling for October 4, 2018:

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Hearing Room 1539

2:00 PM

CONT...

DDC Group, Inc.

Chapter 11

Court took motion to dismiss off calendar due to stipulation between the parties, but where is this case going? What has to happen before the debtor will be in a position to file a plan? Hearing required.

10/9/18 -- Court signed scheduling order setting deadline of December 31, 2018 for filing plan and disclosure statement.

CONTINUED TO FEBRUARY 27, 2019 AT 2:00 P.M. OFF CALENDAR FOR FEBRUARY 13, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
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Thursday, February 21, 2019

Hearing Room 1539

10:00 AM

2:18-12429 Dana Hollister

Chapter 11

#1.00

MEDIATION HEARING
DEBTOR, DANA HOLLISTER
2:18-BK-12429NB
fr. 6-19-18, 11-20-18, 1-17-19

Docket 0

Courtroom Deputy:

- NONE LISTED -

Party Information

Debtor(s):

Dana Hollister

Represented By
David A Tilem

**United States Bankruptcy Court
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Tuesday, February 26, 2019

Hearing Room 1539

10:00 AM

2:15-24399 Gerson Irving Fox

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 701 Beaverbrook Lane, Glendora, CA 91740

MOVANT: SETERUS, INC.

Docket 436

Courtroom Deputy:

2/25/19 - David Golubchik, (310)229-1234, has been approved for telephonic appearance on 2/26/19 @ 10am

Tentative Ruling:

Deny request for relief under section 362(d)(1) due to existence of sizeable equity cushion, but grant motion under section 362(d)(2) (without waiver of Rule 4001(a)(3)) as debtor lacks equity in the property.

(Debtor's opposition states that debtor no longer has an interest in property and, therefore, that relief from stay is improper. Court disagrees. If there is no automatic stay, because the asset is no longer an asset of this bankruptcy estate, court can enter order confirming that no stay applies.)

Party Information

Debtor(s):

Gerson Irving Fox

Represented By
David B Golubchik
Michael D Dempsey

Movant(s):

Seterus, Inc. as the authorized

Represented By
Renee M Parker

Trustee(s):

Elissa Miller (TR)

Represented By
Leonard M Shulman
Ryan D ODea

**United States Bankruptcy Court
Central District of California
Los Angeles
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10:00 AM

CONT... Gerson Irving Fox

Chapter 7

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Hearing Room 1539

10:00 AM

2:17-18256 Green-Light International, LLC

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 Land Rover Range Rover VIN: SALGR2VF6EA132039

MOVANT: JPMORGAN CHASE BANK, NA

Docket 115

Courtroom Deputy:

2/19/19- Joseph Pleasant, (760)201-8919, has been approved for telephonic appearance on 2/26/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Green-Light International, LLC

Represented By
David S Hagen

Movant(s):

JPMorgan Chase Bank, N.A.

Represented By
Joseph M Pleasant

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

**United States Bankruptcy Court
Central District of California
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Tuesday, February 26, 2019

Hearing Room 1539

10:00 AM

2:18-23002 Brayan Javier Rojas

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 Chevrolet Malibu, VIN 1G11E5SL5EF116477

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Brayan Javier Rojas

Represented By
Scott Kosner

Movant(s):

Santander Consumer USA Inc.

Represented By
Jennifer H Wang

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, February 26, 2019

Hearing Room 1539

10:00 AM

2:19-10084 Omar Galvez

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 BMW 4 Series Convertible 2D 428i

MOVANT: BMW BANK OF NORTH AMERICA

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Omar Galvez

Represented By
Sam Benevento

Movant(s):

BMW Bank of North America

Represented By
Cheryl A Skigin

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Hearing Room 1539

10:00 AM

2:19-10106 Jakeline Chavez Gastelum

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 HONDA ACCORD, 1HGC R2F3 7GA1 74251

MOVANT: HONDA LEASE TRUST

Docket 8

Courtroom Deputy:

2/19/19 - Vincent V. Frounjian, (818)859-7511, has been approved for telephonic appearance on 2/26/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jakeline Chavez Gastelum

Represented By
Alisa Admiral

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, February 26, 2019

Hearing Room 1539

10:00 AM

2:19-10480 L.A. Entertainment Center, Inc.

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 333 Boylston Street and 1201 W. 4th Street

MOVANT: 333 BOYLSTON, LLC.

Docket 9

***** VACATED *** REASON: ORDER SHORTENING TIME ENTERED
- HEARING SET FOR 2/12/19 @ 10AM;**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. HEARING ADVANCED TO FEBRUARY 12, 2019.

Party Information

Debtor(s):

L.A. Entertainment Center, Inc.

Represented By
Raymond H. Aver

Movant(s):

333 Boylston, LLC

Represented By
Stacey A Miller

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
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Los Angeles
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Tuesday, February 26, 2019

Hearing Room 1539

10:00 AM

2:12-38686 Isabel Bonilla

Chapter 7

#7.00 Motion for Enforcement, Extension or Imposition of Automatic Stay,. Request for an Order to Show Cause why Creditor Partners for Payment for Relief De III LLC, Should not be held in Contempt for Violation of the Automatic Stay and Request for Declaratory and Injunctive Relief by Debtor Isabel Bonilla

Docket 33

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court rejects the argument that the foreclosure sale was void because the deed was not recorded within 15 days after the sale. Cal. Civ. Code section 2924h(c) (paragraph 2) states that, if the deed is recorded within 15 days after the sale, the date of the sale will be deemed to be 8:00 a.m. on the date the sale was conducted. That's it. The section is about whether the date of the sale is the recordation date or the auction date. There is nothing in the code section that voids a sale if the deed is not recorded within this 15 day period. The implication of the section is that, if the recordation does not occur within this "relation back" period, it will be deemed to have occurred on a different date -- presumably on the date of the actual recordation, as distinguished from on the date the auction occurred.

Movant asks that the lender be held in contempt and that sanctions and punitive damages be imposed, yet there is no evidence in the motion that the lender even knew of the existence of the bankruptcy. Did debtor ever advise lender of the bankruptcy filing? The address used on the schedules had neither a zip code nor a suite number. Was mail ever delivered to this address? In the absence of evidence that the violation was knowing and willful, court will not hold anyone in contempt or impose any damages.

Debtor states that she is (and has always been) current on the first deed of trust, but the deed of trust that was foreclosed upon was the junior deed of trust. Was debtor current on the payments under her second deed of trust prior to the foreclosure sale? Has debtor been making payments on the

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Tuesday, February 26, 2019

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10:00 AM

CONT... Isabel Bonilla

Chapter 7

junior deed of trust since the foreclosure sale? If not, why not?

Hearing required.

Party Information

Debtor(s):

Isabel Bonilla

Represented By
Martha E. Romero

Trustee(s):

David M Goodrich (TR)

Pro Se

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Hearing Room 1539

2:00 PM

2:14-13200 AJ DeBellis

Chapter 7

Adv#: 2:17-01375 DeBellis et al v. UNITED STATES OF AMERICA on behalf of the

#200.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by AJ DeBellis, Victoria Collette DeBellis against United States of America on behalf of the Internal Revenue Service, State Of California Franchise Tax Board

fr. 10-3-17, 1-23-18, 5-8-18, 6-12-18,8-14-18, 11-6-18, 12-4-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late April, 2018 and continue status conference to approximately same time frame.

1/24/18 -- Court approved scheduling order setting following dates:

L/D to complete discovery -- April 30, 2018

L/D to file pretrial motions -- June 15, 2018

Cont'd status conference -- May 8, 2018 at 2:00 p.m.

L/D to file joint status report -- April 24, 2018

4/2/18 -- Court approved stipulation setting following dates:

Cont'd status conference -- June 12, 2018 at 2:00 p.m.

Cont'd discovery cutoff -- May 30, 2018

New L/D to file pretrial motions -- July 20, 2018

New L/D to file joint status report -- May 29, 2018

OFF CALENDAR FOR MAY 8, 2018.

5/16/18 -- Court approved stipulation modifying scheduling order in the following respects:

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CONT... AJ DeBellis

Chapter 7

L/D to complete discovery -- July 31, 2018
L/D to file dispositive motions -- August 24, 2018
Status conference -- August 14, 2018 at 2:00 pm
L/D to file joint status report -- July 31, 2018

OFF CALENDAR FOR JUNE 12, 2018.

7/27/18 -- Court approved stipulation continuing discovery cutoff to October 31, 2018, continuing deadline for filing pretrial motions to November 15, 2018 and continuing status conference to November 6, 2018 at 2:00 p.m. Parties shall file joint status report not later than October 23, 2018. OFF CALENDAR FOR AUGUST 14, 2018.

10/22/18 -- Court approved stipulation continuing discovery cutoff to November 30, 2018, continuing deadline for filing pretrial motions to December 21, 2018 and continuing status conference to December 4, 2018 at 2:00 p.m. Parties shall file joint status report not later than November 20, 2018. OFF CALENDAR FOR November 6, 2018.

Tentative Ruling for December 4, 2018:

Court previously set a discovery cutoff that has been continued to November 30, 2018. The parties have still not completed discovery? Has any discovery been conducted? Does defendant anticipate filing a motion for summary judgment? Order parties to complete a day of mediation prior to date of continued status conference.

12/6/18 -- Court signed scheduling order setting following dates:

L/D to complete mediation -- February 22, 2019
L/D to lodge order appointing mediator -- December 21, 2018
L/D to file pretrial motions -- March 18, 2019
Cont'd status conference -- February 26, 2019 at 2:00 p.m.
L/D to file joint status report -- February 12, 2019

12/27/18 -- Court approved order appointing mediators.

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CONT... AJ DeBellis

Chapter 7

Tentative Ruling for February 26, 2019:

Parties report that matter settled at mediation. What is the structure of the settlement? What has to happen before this adversary proceeding will be resolved? Hearing required.

Party Information

Debtor(s):

AJ DeBellis

Represented By
Mark T Young

Defendant(s):

UNITED STATES OF AMERICA

Represented By
Jolene Tanner

State Of California Franchise

Represented By
Charles Tsai

Joint Debtor(s):

Victoria Collette DeBellis

Represented By
Mark T Young

Plaintiff(s):

AJ DeBellis

Represented By
Mark T Young

Victoria Collette DeBellis

Represented By
Mark T Young

Trustee(s):

Richard K Diamond (TR)

Represented By
Ivan L Kallick

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2:00 PM

2:16-23676 YEN NGUYEN

Chapter 7

Adv#: 2:17-01018 BACH THANH CERAMICS CO, LTD et al v. NGUYEN

#201.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), Complaint by Bach Thanh Ceramics Co., Ltd, Bach Thanh Ceramics, Inc. Hoa Thuy Tran against Yen Nguyen

fr. 3-28-17, 4-11-17, 7-11-17, 10-17-17, 2-27-18, 4-10-18,8-14-18, 12-11-18

Docket 1

***** VACATED *** REASON: 1/8/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for July 11, 2017:

Plaintiff has now filed amended complaint and obtained and served alias summons. Defendant has filed an answer to complaint. According to the status report, court has granted relief from stay to permit the matter to proceed to trial in state court. That trial was scheduled to commence on June 28, 2017. Did trial get continued? What is the status of the state court action?

Final Ruling for July 11, 2017:

Matter did not proceed to trial in state court. One of defendants filed chapter 13 before Judge Brand. Plaintiff intends to move for relief from stay. Continue status conference to October 17, 2017 at 2:00 p.m. Parties shall file joint status report not later than October 3, 2017.

Tentative Ruling for October 17, 2017:

According to status report, chapter 13 case has been dismissed and a trial setting conference was scheduled to be held in state court on October 6, 2017. What happened at that trial setting conference?

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CONT... YEN NGUYEN

Chapter 7

Final Ruling for October 17, 2017:

Continue status conference to February 27, 2018 at 2:00 p.m. Plaintiff should give notice. Parties should file joint status report not later than February 13, 2018.

Tentative Ruling for February 27, 2018:

The parties report that the matter has been "conditionally settled" and that the settlement should be consummated by July 31, 2018. What does this mean? What are the terms of the proposed settlement? Hearing required.

Tentative Ruling for April 10, 2018:

The status report states that the parties have reached a "conditional" settlement. What is conditional about the settlement? Hearing required.

Tentative Ruling for August 14, 2018:

Plaintiff reports that defendant has defaulted on the payments due under the parties' conditional settlement agreement. Discuss next steps with parties.

Tentative Ruling for December 11, 2018:

The amended complaint asserts a claim under section 727 that plaintiff now seeks to dismiss. What was the factual basis for the objection to discharge and is plaintiff now satisfied that there is no claim under this section? Hearing required.

1/8/19 -- Court approved order dismissing action. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

YEN NGUYEN

Pro Se

**United States Bankruptcy Court
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2:00 PM

CONT... YEN NGUYEN

Chapter 7

Defendant(s):

YEN NGUYEN

Represented By
Yen Nguyen - DISBARRED -

Plaintiff(s):

BACH THANH CERAMICS CO,

Represented By
Joey P Moore
Yen Nguyen - DISBARRED -

BACH THANH CERAMICS, INC.

Represented By
Joey P Moore

Hoa Thuy Tran

Represented By
Joey P Moore

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:17-21775 Levon Isadzhanyan

Chapter 7

Adv#: 2:18-01430 Leslie (TR) v. Alaberdyan

#202.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Sam S. Leslie against Nina Alaberdyan

fr. 2-12-19

Docket 1

Courtroom Deputy:

2/14/19 - Brandon Iskander, (949)340-3400, has been approved for telephonic appearance on 2/26/19 @ 2pm.

Tentative Ruling:

1/18/2019 -- Court approved stipulation extending deadline to respond to complaint to January 23, 2019.

1/28/19 -- Court approved stipulation continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 12, 2019.

Tentative Ruling for February 26, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Defendant(s):

Nina Alaberdyan

Represented By
Stella A Havkin

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2:00 PM

CONT... Levon Isadzhanyan

Chapter 7

Plaintiff(s):

Sam S Leslie (TR)

Represented By
Brandon J Iskander

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Brandon J Iskander

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2:00 PM

2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#203.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Michael Cunjak against Joseph Michael Garcia

fr. 4-3-18, 7-17-18, 0-2-18, 11-27-18

Docket 1

Courtroom Deputy:

2/22/19 - Sevan Gorginian, (818)928-4445, has been approved for telephonic appearance on 2/26/19 @ 2pm

2/26/19 - Sanaz Bereliani/Chris Ugarteche, (818)920-8352, has been approved for telephonic appearance on 2/26/19 @ 2pm.

Tentative Ruling:

Set discovery cutoff for late July, 2018 and continue status conference to approximately same time frame.

4/9/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- July 17, 2018 at 2:00 p.m.

L/D to file joint status report -- July 3, 2018

L/D to conduct discovery -- July 31, 2018

Tentative Ruling for July 17, 2018:

Continue status conference to date of continued hearing on discovery motion.
Continue discovery cutoff in the interim.

9/12/18 -- Court signed order extending discovery cutoff to October 31, 2018.

9/18/18 -- Court approved stipulation continuing hearing to November 27, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

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CONT... **Joseph Michael Garcia**

Chapter 7

Tentative Ruling for November 27, 2018:

Revisit status of action after conclusion of hearing on matter no. 206.

Tentative Ruling for February 26, 2019:

Rule 68 offer, if it was an offer of money to plaintiff, is inappropriate here. The claim is a claim under section 727 only. Plaintiff cannot accept a monetary settlement from the defendant. Therefore, any Rule 68 offer of money to plaintiff will not have it's intended effect because plaintiff cannot accept it.

However, there is such a thing as a compromise of a 727 action. Plaintiff could agree, for example, to drop his objection to discharge in exchange for the defendant's delivering certain monies or returning certain assets to the estate for the benefit of creditors generally.

Has either party filed any pretrial motions? What motions have been or will be filed? Hearing required.

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

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2:00 PM

2:18-17499 Christian Bruce Rodriguez

Chapter 7

Adv#: 2:18-01305 Amos et al v. Rodriguez

#204.00 Status Conference re: 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)) Complaint by David Amos, Wendy Hesterly against Christian Bruce Rodriguez

fr. 11-27-18

Docket 1

***** VACATED *** REASON: 1/8/19 - STIPULATED JUDGMENT ENTERED.**

Courtroom Deputy:

11/16/18 - Default entered against Christian Bruce Rodriguez.

Tentative Ruling:

Default has (finally) been entered. Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

1/8/19 -- Court approved stipulation for entry of judgment. OFF CALENDAR. ACTION RESOLVED.

Party Information

Debtor(s):

Christian Bruce Rodriguez

Represented By
Charles J Brash

Defendant(s):

Christian Bruce Rodriguez

Pro Se

Plaintiff(s):

David Amos

Represented By
Bryan L Ngo

Wendy Hesterly

Represented By

**United States Bankruptcy Court
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CONT... Christian Bruce Rodriguez

Bryan L Ngo

Chapter 7

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:18-17826 Dante Lorenzo Venegas

Chapter 7

Adv#: 2:18-01462 Venegas v. Navient Solutions, LLC a Delaware limited liability

#205.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan))Complaint by Dante Lorenzo Venegas against Navient Solutions, LLC a Delaware limited liability company

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/9/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

2/1/19 -- Court approved stipulation continuing status conference to April 9, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

Party Information

Debtor(s):

Dante Lorenzo Venegas

Pro Se

Defendant(s):

Navient Solutions, LLC a Delaware

Represented By
Robert S Lampl

Educational Credit Management

Represented By
Scott A Schiff

Plaintiff(s):

Dante Lorenzo Venegas

Represented By
C John M Melissinos

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:18-20888 Anthony Robert Garcia

Chapter 7

Adv#: 2:18-01446 Law Offices of Grossman & Mahan v. Garcia

#206.00 Status Conference re: 61(Dischargeability - 523(a)(5) Domestic Support Obligation)) Complaint by Law Offices of Grossman & Mahan, Chris Mahan, Anthony Robert Garcia against Anthony Robert Garcia

Docket 1

***** VACATED *** REASON: 2/13/19 - STIPULATED JUDGMENT ENTERED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

2/13/19 -- Court approved stipulation resolving action. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Anthony Robert Garcia

Represented By
Stephen S Smyth

Defendant(s):

Anthony Robert Garcia

Pro Se

Plaintiff(s):

Law Offices of Grossman & Mahan

Represented By
Richard Grossman
Chris Mahan

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:18-20916 Lucie Idleman

Chapter 7

Adv#: 2:18-01335 Attesa Properties CA, LLC v. Idleman et al

#207.00 Status Conference re: Notice of Removal of Action to Bankruptcy Court
Pursuant to F.R.B.P. 9027 by Attesa Properties CA, LLC.

fr. 12-11-18

Docket 1

Courtroom Deputy:

2/15/19 - Kathleen McCarthy, (949)766-8787, has been approved for telephonic appearance on 2/26/19 @ 2pm

Tentative Ruling:

Discuss with parties factual basis of action and whether this is an appropriate matter to be sent to an early mediation.

12/18/18 -- Court approved stipulation with the following dates:

L/D to lodge order appointing mediators -- December 28, 2018

Cont'd status conference -- February 26, 2019 at 2:00 p.m.

L/D to complete mediation -- February 26, 2019

L/D to file joint status report -- February 12, 2019

Tentative Ruling for February 26, 2019:

Continue status conference for approximately 90 days. Extend deadline for the completion of mediation to date of continued status conference.

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Defendant(s):

Lucie Idleman

Pro Se

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CONT... Lucie Idleman

Chapter 7

Plaintiff(s):

Atessa Properties CA, LLC

Represented By
Bobby Samini

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

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2:18-20916 Lucie Idleman

Chapter 7

Adv#: 2:18-01451 Christodoro v. Idleman

#208.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Jonathan Christodoro against Lucie Idleman

Docket 1

Courtroom Deputy:

1/11/19 - Another summons issued.

Tentative Ruling:

1/3/19 -- Court approved order appointing mediators.

Tentative Ruling for February 26, 2019:

Plaintiff's unilateral status report (which should have been accompanied by a declaration) states that plaintiff does not consent to entry of a final order by the bankruptcy court. This is a core action under bankruptcy code sections 523 and 727. There is no "Stern v. Marshall" issue here. The bankruptcy court can enter a final order without plaintiff's consent.

Defendant has failed to respond to complaint in a timely manner. Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Defendant(s):

Lucie Idleman

Pro Se

Plaintiff(s):

Jonathan Christodoro

Represented By

**United States Bankruptcy Court
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CONT... Lucie Idleman

Chapter 7

Bobby Samini

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

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2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01443 Metcalf v. Gardian

#209.00 Status Conference re: 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))Complaint by Marvin Metcalf against Sam A. Gardian

Docket 1

Courtroom Deputy:

2/5/19 - Request for Clerk to Enter Default Entered against Sam Gardian

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A. Gardian

Pro Se

Plaintiff(s):

Marvin Metcalf

Represented By
Seth M Goldberg

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

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2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01444 Potts v. Gardian

#210.00 Status Conference re: 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)) Complaint by Ryan Potts against Sam A Gardian

Docket 1

Courtroom Deputy:

2/5/19 - Request for Clerk to Enter Default Entered against Sam Gardian

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A Gardian

Pro Se

Plaintiff(s):

Ryan Potts

Represented By
Seth M Goldberg

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

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2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01445 Redd v. Gardian

#211.00 Status Conference re: 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))Complaint by Regana Redd against Sam A Gardian

Docket 1

Courtroom Deputy:

2/5/19 - Request for Clerk to Enter Default Entered against Sam Gardian

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A Gardian

Pro Se

Plaintiff(s):

Regana Redd

Represented By
Seth M Goldberg

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

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2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01452 Megrikian v. Gardian

#212.00 Plaintiff's Motion for Default Judgment against Sam Albert Gardian

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter judgment in favor of plaintiff that amounts due under state court judgment are nondischargeable under Bankruptcy Code sections 523(a)(2)(A) and 523(a)(6).

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam Albert Gardian

Pro Se

Movant(s):

Kristine Megrikian

Represented By
David Brian Lally

Plaintiff(s):

Kristine Megrikian

Represented By
David Brian Lally

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

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2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01452 Megrikian v. Gardian

#213.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Kristine Megrikian against Sam Albert Gardian

Docket 1

Courtroom Deputy:

1/28/19 - Default entered against Defendant, Sam Gardian.

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam Albert Gardian

Pro Se

Plaintiff(s):

Kristine Megrikian

Represented By
David Brian Lally

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

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2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01354 NG DIP Liquidating Trust v. C & R Insurance Services, Inc.

#214.00 Status Conference re: 12 (Section 547 - Preference) Recovery of money/property) Complaint by NG DIP Liquidating Trust against C & R Insurance Services, Inc.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D.T O 5/28/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/11/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for February 26, 2019:

At request of parties (in status report), continue hearing to May 28, 2019 at 2:00 p.m. Parties should file joint status report not later than 14 days before date of continued status conference. APPEARANCES WAIVED ON FEBRUARY 26, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

C & R Insurance Services, Inc.

Represented By
Michael Jaeger

**United States Bankruptcy Court
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CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
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2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01357 NG DIP Liquidating Trust v. Facebook, Inc.

Chapter 11

#215.00 Status Conference re: 12 (Recovery of money/property- Section 547
Preference) Complaint by NG DIP Liquidating Trust against Facebook, Inc.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/2/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31,
2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

1/30/19 -- Court approved stipulation continuing response date to March 1,
2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF
CALENDAR FOR FEBRUARY 26, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Facebook, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01358 NG DIP Liquidating Trust v. IMG Models, Inc.

Chapter 11

#216.00 Status Conference re: 12 (Recovery of money/property - Section 547 Preference) Complaint by NG DIP Liquidating Trust against IMG Models, Inc.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/2/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

1/25/19 -- Court approved stipulation continuing response date to March 8, 2019 and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

IMG Models, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01359 NG DIP Liquidating Trust v. I-parcel, LLC

Chapter 11

#217.00 Status Conference re: 12 (Recovery of money/property - Section 547 Preference) Complaint by NG DIP Liquidating Trust against I-parcel, LLC.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/2/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

I-parcel, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01367 NG DIP Liquidating Trust v. United Parcel Service, Inc.

#218.00 Status Conference re: 12 (Recovery of money/property - Section 547 Preference) Complaint by NG DIP Liquidating Trust against United Parcel Service, Inc..

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/2/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

United Parcel Service, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT...

**NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Gary E Klausner
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

Adv#: 2:18-01110 Arroyo Vision Care, LLC v. PA Investment Fund, LLC et al

#219.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Arroyo Vision Care, LLC against PA Investment Fund, LLC, Mehran Farhadi, Joseph Ghadir, Raymond Aver

fr. 6-26-18, 8-14-18, 11-6-18, 12-4-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/9/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/18 -- Court approved stipulation extending deadline to respond to complaint to June 4, 2018.

5/30/18 -- Court approved stipulation extending plaintiff's deadline to file amended complaint to June 15, 2018 and defendant's deadline to respond to complaint to July 9, 2018. Status conference continued to August 14, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/26/18 -- Court approved stipulation continuing status conference to November 6, 2018 at 2:00 p.m. OFF CALENDAR FOR AUGUST 14, 2018.

10/4/18 -- Court approved stipulation continuing hearing to December 4, 2018 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/11/18 -- Court entered order granting motion to dismiss with regard to breach of contract and fraud claims with leave to amend and denying balance of motion. Amended complaint will be due January 8, 2019. Responses will be due January 29, 2019. Continued status conference will be February 26,

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT... **Arroyo Vision Care, LLC**
2019 at 2:00 p.m.

Chapter 11

Tentative Ruling for February 26, 2019:

Continue status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with motion to dismiss second amended complaint. Parties have both requested that matter be sent to mediation. If parties would like to participate in mediation prior to date of continued status conference, they should lodge an order appointing a mediator and an alternate mediator. APPEARANCES WAIVED ON FEBRUARY 26, 2019.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Defendant(s):

PA Investment Fund, LLC

Represented By
Saul Reiss

Mehran Farhadi

Represented By
Saul Reiss

Joseph Ghadir

Represented By
Saul Reiss

Raymond Aver

Pro Se

Plaintiff(s):

Arroyo Vision Care, LLC

Represented By
Chad V Haes
Stella A Havkin

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

#220.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-16-16, 5-4-16, 8-10-16, 10-19-16, 11-2-16, 12-14-16, 2-15-17,4-26-17, 10-4-17, 12-6-17, 2-28-18, 8-8-18, 11-6-18, 12-4-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

When Court appointed trustee, Court set case status conference for May 4, 2016 at 11:00 a.m. and instructed UST to include in order appointing trustee the date of the status conference and that a written status report will be due by April 22. This language did not find its way into the order. No status report was filed.

What is the status of this matter?

Tentative Ruling for August 10, 2016:

When will trustee be filing chapter 11 plan? Continue case status conference to date that can serve as date of hearing on disclosure statement. Waive requirement of updated status report for next hearing.

Tentative Ruling for November 2, 2016:

Revisit status of case after conclusion of hearing on disclosure statement.

12/5/16 -- court continued hearings to February 15, 2017 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 14, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for February 15, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 26, 2017:

If court confirms plan, take case status conference off calendar and set post-confirmation status conference.

Tentative Ruling for October 4, 2017:

At trustee's request, continue post-confirmation status conference to December 6, 2017 at 11:00 a.m. Trustee should file updated status report not later than November 29, 2017. APPEARANCES WAIVED ON OCTOBER 4, 2017.

Tentative Ruling for December 6, 2017:

Debtor should demand return of excess funds by a date certain and, if funds are not returned by that date, bring a motion to compel refund of overpayment. Continue case status conference to February 28, 2018 at 11:00 a.m. Trustee should file an updated status report not later than February 16, 2018. APPEARANCES WAIVED ON DECEMBER 6, 2017.

Tentative Ruling for February 28, 2018:

It seems pretty straightforward that PA Investment should be required to return the overpayment (the "Excess Funds"). Set deadline for the debtor to commence action against PA Investment for a return of the Excess Funds. If the debtor fails to comply with this deadline or to supply the missing \$85,000 itself, trustee should move forward with a sale of the property. Plan needs to be consummated.

3/2/18 -- Court signed scheduling order directing debtor to either commence adversary proceeding against PA Investment for the overpayment (or to pay this amount to the trustee itself) or the trustee will have authority to enforce and implement the default provisions under the plan.

Tentative Ruling for August 8, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Continue status conference to November 6, 2018 at 2:00 p.m. as a holding date, at which point the court will set a further continued status conference, the date of which will depend on what happens at the status conference in the reorganized debtor's adversary proceeding. APPEARANCES WAIVED ON AUGUST 8, 2018.

Tentative Ruling for November 6, 2018:

Continue case status conference to December 4, 2018 at 2:00 p.m. to coincide with date and time of status conference in adversary proceeding. APPEARANCES WAIVED ON NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

It does not appear that adversary proceeding will be resolved in the near future.
Court will not leave plan in a state of limbo for extended period. Discuss with parties what should happen to plan and case if plan cannot go effective in the near future.

Final Ruling for December 4, 2018:

Court entered order dated December 11, 2019, continuing case status conference to February 26, 2019 at 2:00 p.m and providing that, if trustee does not receive from reorganized debtor sufficient funds to enable trustee to make all payments then due under confirmed plan by 4:00 p.m. on February 19, 2019, the trustee must declare a default under the plan and invoke the plan provisions that apply in the event of a default. Court directed trustee to file and serve an updated status report not later than February 19, 2019.

Tentative Ruling for February 26, 2019:

Has the trustee declared a default under the plan? If not, why not and when will the trustee declare a default under the plan? When will the trustee employ a broker to market the property? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:17-10093 Artak Babakhanyan

Chapter 7

Adv#: 2:18-01322 Commonwealth Land Title Insurance Company v. Babakhanyan

#221.00 Motion for Default Judgment Under LBR 7055-1 against Artak Babakhanyan

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion in part. Enter judgment in favor of plaintiff under Bankruptcy Code section 523(a)(2)(A), declaring that amounts due plaintiff under Exhibits 11 and 12 are not dischargeable in bankruptcy. Deny request for judgment under section 523(a)(7). This was not pleaded in complaint and movant has not established that payments due under Exhibit 11 are to or for the benefit of a governmental entity.

Party Information

Debtor(s):

Artak Babakhanyan

Represented By
Scott Kosner

Defendant(s):

Artak Babakhanyan

Pro Se

Movant(s):

Commonwealth Land Title Insurance

Represented By
Karen A Ragland

Plaintiff(s):

Commonwealth Land Title Insurance

Represented By
Karen A Ragland

Trustee(s):

Richard K Diamond (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:17-10093 Artak Babakhanyan

Chapter 7

Adv#: 2:18-01322 Commonwealth Land Title Insurance Company v. Babakhanyan

#222.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) Complaint by Commonwealth Land Title Insurance Company against Artak Babakhanyan

fr. 12-18-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Artak Babakhanyan

Represented By
Scott Kosner

Defendant(s):

Artak Babakhanyan

Pro Se

Plaintiff(s):

Commonwealth Land Title Insurance

Represented By
Karen A Ragland

Trustee(s):

Richard K Diamond (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:18-01318 Ferrari Financial Services, Inc. v. Wiltsey

#223.00 Motion for Default Judgment against Matthew Edward Wiltsey

Docket 15

Courtroom Deputy:

1/30/19 - Kevin Roger, (949)263-8757, x 116, has been approved for telephonic appearance on 2/26/19 @ 2pm

Tentative Ruling:

Grant motion in part. Grant judgment in favor of plaintiff for \$242,911.56 and find that this amount is nondischargeable under Bankruptcy Code section 523(a)(2)(B) only, based on debtor's false representations in his financial statements. Motion does not contain sufficient evidence concerning debtor's intent or mental state to permit the court to make the requisite findings under Bankruptcy Code section 523(a)(6).

Party Information

Debtor(s):

Matthew Edward Wiltsey Pro Se

Defendant(s):

Matthew Edward Wiltsey Pro Se

Movant(s):

Ferrari Financial Services, Inc. Represented By
Timothy J Silverman

Plaintiff(s):

Ferrari Financial Services, Inc. Represented By
Timothy J Silverman

Trustee(s):

Sam S Leslie (TR) Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT...

Matthew Edward Wiltsey

Lynda T Bui
Rika Kido

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:18-01318 Ferrari Financial Services, Inc. v. Wiltsey

#224.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Ferrari Financial Services, Inc. against Matthew Edward Wiltsey

fr. 12-18-18, 2-5-19

Docket 1

Courtroom Deputy:

1/28/19 - Default entered against Matthew E Wiltsey.

1/30/19 - Kevin Roger, (949)263-8757, x 116, has been approved for telephonic appearance on 2/26/19 @ 2pm

Tentative Ruling:

Tentative Ruling for December 18, 2018:

Default was requested, but not entered. Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Final Ruling for December 18, 2018:

Continue status conference to February 5, 2019 at 2:00 p.m. Plaintiff should file and serve default judgment motion by January 15 and set it for hearing on February 5, 2019 at 2:00 p.m. Plaintiff should serve and file notice of continuance of status conference.

Tentative Ruling for February 5, 2019:

Continue status conference to February 26, 2019 at 2:00 p.m. to be heard concurrently with motion for default judgment. OFF CALENDAR FOR FEBRUARY 5, 2019.

Tentative Ruling for February 26, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT... **Matthew Edward Wiltsey**
continued hearing on default judgment motion.

Chapter 7

Party Information

Debtor(s):

Matthew Edward Wiltsey	Pro Se
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Defendant(s):

Matthew Edward Wiltsey	Pro Se
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Plaintiff(s):

Ferrari Financial Services, Inc.	Represented By Timothy J Silverman
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Trustee(s):

Sam S Leslie (TR)	Represented By Lynda T Bui Rika Kido
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:18-20799 Kevin E. Peters

Chapter 7

Adv#: 2:18-01442 Martinez v. Peters et al

#225.00 Defendants Motion to Dismiss Adversary Proceeding Pursuant To F.R.C.P.
12(b)(6)

Docket 5

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion to dismiss without leave to amend with regard to negligence claim. Deny motion with regard to the balance of the claims. Other nonbankruptcy claims set forth the wrongful nature of the conduct that forms the basis of the liability and therefore the claim that could be held nondischargeable under section 523(a)(6). Defendants may argue that plaintiff will be unable to prove up her claim, but this is a motion to dismiss. She has adequately pleaded facts which, if proven, will add up to liability under section 523(a)(6).

Party Information

Debtor(s):

Kevin E. Peters

Represented By
M. Jonathan Hayes

Defendant(s):

Kevin Edmond Peters

Represented By
M. Jonathan Hayes

Cynthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Joint Debtor(s):

Cynthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

CONT... Kevin E. Peters

Chapter 7

Movant(s):

Kevin Edmond Peters

Represented By
M. Jonathan Hayes

Cynthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Plaintiff(s):

Sharon Martinez

Represented By
John-Patrick M Fritz

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, February 26, 2019

Hearing Room 1539

2:00 PM

2:18-20799 Kevin E. Peters

Chapter 7

Adv#: 2:18-01442 Martinez v. Peters et al

#226.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), 68 (Dischargeability - 523(6), willful and malicious injury. Complaint by Sharon Martinez against Kevin Edmond Peters, Cinthia Veronica Gambino Peters

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Revisit status of action after conclusion of hearing on matter no. 225.

Party Information

Debtor(s):

Kevin E. Peters

Represented By
M. Jonathan Hayes

Defendant(s):

Kevin Edmond Peters

Represented By
M. Jonathan Hayes

Cinthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Joint Debtor(s):

Cinthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Plaintiff(s):

Sharon Martinez

Represented By
John-Patrick M Fritz

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, February 26, 2019

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2:00 PM

CONT... Kevin E. Peters

Chapter 7

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:17-25306 Roberto Robles

Chapter 7

#1.00 Trsutee's Motion for Order Compelling Turnover of Estate Property

Docket 113

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Has debtor been served with this motion, or just debtor's counsel? Continue hearing to give trustee an opportunity to serve debtor directly.

(Court copies should not be two-sided.)

Party Information

Debtor(s):

Roberto Robles

Represented By
Alan F Broidy

Trustee(s):

Wesley H Avery (TR)

Represented By
Michelle A Marchisotto

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

#2.00 Debtor's Motion to Convert Case From Chapter 7 to 13

Docket 32

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has no disposable income and can only make payments to creditors if family members make regular contributions. Plan that debtor would propose would not be confirmable, as it would not deliver as much value to creditors (namely, 100 percent of their claims), as would a sale of the property in chapter 7. Therefore, conversion would be pointless and represents merely an attempt to enable debtor's family members to keep the property. This is not a good faith effort to reorganize under chapter 13. Therefore, deny motion to convert.

Party Information

Debtor(s):

Geneva McGrigg

Represented By
Theresa Hana

Movant(s):

Geneva McGrigg

Represented By
Theresa Hana

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

Adv#: 2:18-01255 Avery

#3.00 Defendant's Ex Parte Motion to Set Aside Default Judgment

fr. 2-5-19

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 5, 2019:

Deny motion. In the moving papers, the movant acknowledges receipt of the trustee's adversary complaint and that they were advised to seek legal counsel. The fact that the defendants did not understand the papers does not constitute excusable neglect. They should have sought assistance or at least shown up in court to ask what was going on and make an effort to defend themselves. Instead, they did nothing. Nothing in the moving papers constitutes *excusable* neglect. It is not appropriate for them to do nothing and permit a default to be entered and a default judgment to be entered and thereafter to seek to vacate the dismissal now that they realize the significance of the complaint.

Final Ruling for February 5, 2019:

Continue hearing to February 27, 2019 at 10:00 a.m. to be heard concurrently with motion to convert to chapter 13. If court denies conversion, court is likely to deny this motion, but, if court grants motion to convert, it may grant this motion.

Tentative Ruling for February 27, 2019:

Revisit motion after conclusion of hearing on motion to convert.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

CONT... Geneva McGrigg

Chapter 7

Debtor(s):

Geneva McGrigg

Represented By
Theresa Hana

Movant(s):

Marvena Moore

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-16573 Norma Lee Letendre

Chapter 7

#4.00 Debtor's Motion to Convert Case From Chapter 7 to 13

Docket 33

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion to convert is not filed in good faith. Original schedules reflect that Debtor lacks the income to make payments under a chapter 13 plan (she had negative income every month), and debtor has already received her discharge in chapter 7. The Court cannot vacate the debtor's discharge on equitable grounds in response to a motion by the debtor for such relief. Further, the motion was procedurally defective, as there was no notice of motion filed and no evidence filed in support of the motion. Deny motion to convert. Debtor cannot decide now to be more frugal and forthcoming only after the trustee expresses an intention to sell her property.

Party Information

Debtor(s):

Norma Lee Letendre

Represented By
Renee E Sanders

Trustee(s):

John J Menchaca (TR)

Represented By
Zi Chao Lin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-16573 Norma Lee Letendre

Chapter 7

#5.00 Debtor's Motion Requesting Discharge be Vacated

Docket 50

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling for matter no. 4.

Party Information

Debtor(s):

Norma Lee Letendre

Represented By
Renee E Sanders

Trustee(s):

John J Menchaca (TR)

Represented By
Zi Chao Lin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-17542 Tralyia Dillon

Chapter 7

#6.00 U.S.Trustee's Motion for Fine and/or Disgorgement of Fees against Bankruptcy
Petition Preparer Alan T. Schroeder, Jr. and Lawtradr.com

fr. 2-7-19

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At request of UST, continue hearing to February 27, 2019 at 10:00 a.m. OFF
CALENDAR FOR FEBRUARY 7, 2019.

Tentative Ruling for February 27, 2019:

Grant motion in part. Fine respondent \$500 under section 110(f) for using
word, "legal" or similar terms in promoting his business (here, calling business
"lawtrader.com.")

Party Information

Debtor(s):

Tralyia Dillon Pro Se

Trustee(s):

Rosendo Gonzalez (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#7.00 Debtor's Motion re: Objection to Claim Number 39 by Claimant Yadav Enterprises, Inc.. in the amount of \$511,870.25

Docket 179

***** VACATED *** REASON: MATTER RESCHEDULED TO 2/27/19 @ 2PM**

Courtroom Deputy:

2/12/19 - Debtor to file an Amended Notice of Hearing rescheduling this matter to 2pm to be heard concurrently with the Disclosure Statement and Scheduling and Case Management Conference.

Tentative Ruling:

Moved to 2 pm calendar.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#8.00 Debtor's Motion re: Objection to Claim Number 53 by Claimant 8817 Research Drive in the amount of \$413,017.00

Docket 181

***** VACATED *** REASON: MATTER RESCHEDULED TO 2/27/19 @ 2PM**

Courtroom Deputy:

2/12/19 - Debtor to file an Amended Notice of Hearing rescheduling this matter to 2pm to be heard concurrently with the Disclosure Statement and Scheduling and Case Management Conference.

Tentative Ruling:

Moved to 2 pm calendar.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#9.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18, 1-10-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 28, 2018:

If motion to dismiss is not granted, set deadline for serving notice of bar date and bar date. For debtor's reference, court will not combine hearing on disclosure statement and plan.

Why does the debtor plan to wait until July 2019 to take the California Bar Exam? Why didn't the debtor register for the February bar examination? (Late registration is still available until November 30 for an additional fee of \$50. Applicants can even register from December 1 through January 15 for an additional fee of \$250 instead of \$50.)

Debtor was a full time student in 2016. How long did debtor work at Paul Hastings before he was terminated? Court would like more information concerning the facts and circumstances of debtor's termination and why debtor believes he has a valuable claim for relief.

Debtor does not own a house or a car and has no income (although his schedule reflects a briefcase worth \$5,000??). Why is this a chapter 11 case? Why did the debtor move to Los Angeles if he has a license to practice law in the State of New York? Wouldn't it have been easier to find another job in New York than in California?

Final Ruling for November 28, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Debtor must serve and file notice of bar date not later than December 14, 2018. Bar date will be February 4, 2019. Court will continue status conference to January 10, 2019 at 10:00 a.m. Debtor should file updated status report by December 31, 2018.

12/3/18 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 4, 2019

Cont'd status conference -- January 10, 2019 at 10:00 a.m.

L/D to file updated status report -- December 31, 2018

Tentative Ruling for January 10, 2019:

Debtor was supposed to have served notice of bar date by December 14, 2018. He served notice on December 21, 2018 (according to the proof of service attached to the notice filed with the court). The issue is when the notice was served on creditors, not when it was filed with the Court. Does the debtor have, or can the debtor truthfully execute, a declaration under penalty of perjury attesting to service on creditors of the notice of bar date on or before December 14, 2018? If not, set new bar date and require debtor to serve a new notice that explains that, because he failed to serve the prior notice in a timely manner, the Court has set a new deadline for the filing of claims.

The debtor's updated status report was filed on December 31, 2018, but does not contain a proof of service and no service copy was provided to the Court. Require debtor to file a declaration in which he states under penalty of perjury that he has read and is familiar with the local rules of the court and the court manual. Otherwise, court will insist that debtor retain counsel if he wants to remain in chapter 11.

Debtor is not licensed to practice in the State of California and should not use the abbreviation "Esq." after his name on pleadings, as that implies that one is an attorney.

Has the debtor filed the October 2018 operating report? How about the

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

November 2018 operating report? Has the debtor now signed up for the California bar exam?

Court granted the US Trustee's ex parte application for an extension of time to respond to the debtor's application to employ VWM Analytics. The debtor proposes to employ this firm to prepare an expert report concerning the damages that he intends to assert against Paul Hastings, which is arguably premature. Debtor will have more than ample time to employ a damages expert in light of the fact that he has not even filed a lawsuit against the firm (is this still the case?) and the court assumes that liability will be contested. (Debtor reports that he cannot obtain a right to sue letter from the EEOC in light of the government shutdown.)

Final Ruling for January 10, 2019:

Continue hearing to February 27, 2019 at 10:00 am. Debtor should serve and file updated status report not later than February 15, 2019.

Tentative Ruling for February 27, 2019:

Debtor filed 2 monthly operating reports on February 15, but not the updated status report. What, if anything, has happened in this case since the January 10 status conference?

NOTE: February Bar Examination is scheduled for Tuesday and Wednesday, February 26-27,2019. Debtor had said that he planned to sign up for this examination.

Party Information

Debtor(s):

Andrew Stephen Hennigan

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#10.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

2/20/19 - Gerrick Warrington, (323)852-1000, has been approved for telephonic appearance on 2/27/19 @ 10am

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Continue status conference approximately 3 months.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By
Matthew D. Resnik

Joint Debtor(s):

Elizabeth Rogosin

Represented By
Matthew D. Resnik

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-24861 Commercial Grinding Company, Inc.

Chapter 11

#11.00 Debtor's Motion for an Order Dismissing Chapter 11 Case

Docket 26

***** VACATED *** REASON: 2/14/19 - CASE DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

2/14/19 -- Court approved stipulation dismissing case. OFF CALENDAR.
MOTION RESOLVED.

Party Information

Debtor(s):

Commercial Grinding Company, Inc.

Represented By
Vanessa M Haberbush
David R Haberbush

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

10:00 AM

2:18-24861 Commercial Grinding Company, Inc.

Chapter 11

#12.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

***** VACATED *** REASON: 2/14/19 - CASE DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR DUE TO DISMISSAL OF CASE. NO APPEARANCE
REQUIRED.

Party Information

Debtor(s):

Commercial Grinding Company, Inc.

Represented By
Vanessa M Haberbusch

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:16-24013 Ninja Metrics, Inc. a Delaware corporation

Chapter 11

#100.00 Debtor's Motion Objecting to Claim No. 6-1 of Mark Kolokotronis in the amount of \$3,167,000.00

fr. 8-2-17, 11-15-17, 4-10-18, 7-18-18, 10-24-18

Docket 97

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling on matter no. 9.

11/3/17 -- Court approved stipulation continuing hearing to January 24, 2018 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 15, 2017. NO APPEARANCE REQUIRED.

1/18/18 -- Court approved stipulation continuing hearing to April 10, 2018 at 11:00 a.m. OFF CALENDAR FOR JANUARY 24, 2018. NO APPEARANCE REQUIRED.

3/27/18 -- Court approved stipulation continuing hearing to July 18, 2018 at 11:00 a.m. OFF CALENDAR FOR APRIL 10, 2018. NO APPEARANCE REQUIRED.

7/2/18 -- Court approved stipulation continuing hearing to October 24, 2018 at 11:00 a.m. OFF CALENDAR FOR JULY 18, 2018. NO APPEARANCE REQUIRED.

10/9/18 -- Court approved stipulation continuing hearing to February 27, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for February 26, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Ninja Metrics, Inc. a Delaware corporation

Chapter 11

In light of tentative ruling for matter no. 101, continue hearing on claim objection to give new chapter 7 trustee an opportunity to decide how he or she would like to proceed with regard to this objection to claim.

Party Information

Debtor(s):

Ninja Metrics, Inc. a Delaware

Represented By

Andrew Goodman

Shawn M Christianson

Movant(s):

Ninja Metrics, Inc. a Delaware

Represented By

Andrew Goodman

Shawn M Christianson

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:16-24013 Ninja Metrics, Inc. a Delaware corporation

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 12-14-16, 3-15-17, 6-14-17, 9-13-17, 11-15-17, 4-10-18, 7-18-18, 10-24-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has a variety of questions:

1. Debtor owns a license to use the intellectual property on which its business is founded and not the intellectual property itself? Who owns the intellectual property?
2. Are there ongoing payments due under the license agreement and, if so, at what rate?
3. Did the court grant relief from stay to permit the state court trial to proceed forward?
4. What causes of action have been alleged in Mr. Kolokotronis' complaint?
5. Which of the employees listed on exhibit A are insiders?
6. What do the following entries on the cash flow projection mean:
 - a. AWS;
 - b. USC Buyout DW
7. What kinds of expenses fall under the heading, "miscellaneous."

Hearing required

12/20/16 -- Court signed scheduling order setting following dates:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... **Ninja Metrics, Inc. a Delaware corporation**

Chapter 11

Cont'd case management conference -- March 15, 2017 at 11:00 a.m.
L/D to serve and file updated status report -- March 3, 2017
L/D to complete a day of mediation -- January 17, 2017
L/D to lodge order appointing mediator -- December 30, 2016

1/20/17 -- Court approved stipulation extending deadline for completion of settlement conference to February 17, 2017.

Tentative Ruling for March 15, 2017:

Set deadline for serving notice of bar date and bar date. Continue status conference approximately 90 days.

Tentative Ruling for June 14, 2017:

Debtor served notice of bar date, but never lodged order setting bar date. Court needs order establishing that date (which should reflect original dates set -- L/D to serve notice of bar date-March 22, 2017; Bar date-May 31, 2017). **(Court signed scheduling order with these dates on June 22, 2017.)**

Court has reviewed debtor's status report. How long does the debtor think it will be before the state court rules on the pending motions for summary judgment? Hearing required.

Tentative Ruling for September 13, 2017:

Court has reviewed debtor's status report. Continue case status conference to November 15, 2017 at 11:00 a.m. Debtor should file updated status report not later than November 3, 2017. Appearances waived on September 13, 2017.

11/3/17 -- Court approved stipulation continuing hearing to January 24, 2018 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 15, 2017. NO APPEARANCE REQUIRED.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Ninja Metrics, Inc. a Delaware corporation Chapter 11

1/18/18 -- Court approved stipulation continuing hearing to April 10, 2018 at 11:00 a.m. OFF CALENDAR FOR JANUARY 24, 2018. NO APPEARANCE REQUIRED.

3/27/18 -- Court approved stipulation continuing hearing to July 18, 2018 at 11:00 a.m. OFF CALENDAR FOR APRIL 10, 2018. NO APPEARANCE REQUIRED.

10/9/18 -- Court approved stipulation continuing hearing to February 27, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for February 25, 2019:

According to notice from UST, debtor has failed to file MORs for September, October, November and December and has failed to pay quarterly fees for the fourth quarter of 2018. Response from Mr. Goodman reflects that he will be filing a notice of withdrawal due to an unwaivable conflict. The directors of the company have submitted their resignations and the company cannot appear without representation.

Convert case to chapter 7 sua sponte.

Party Information

Debtor(s):

Ninja Metrics, Inc. a Delaware

Represented By
Andrew Goodman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:18-10888 Colima BBQ, Inc

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 5-30-18, 8-29-18, 11-28-18

Docket 1

*** VACATED *** REASON: CONT'D. TO 5/14/19 @ 2PM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for trustee to service notice of bar date and bar date. Continue case status conference for approximately 90 days.

6/1/18 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- May 31, 2018

Bar date -- July 31, 2018

Cont'd status conference -- August 29, 2018 at 11:00 a.m.

L/D to file updated status report -- August 17, 2018

Tentative Ruling for August 29, 2018:

Continue status conference for approximately 90 days. Set new deadline for the filing of updated status report.

Tentative Ruling for November 28, 2018:

Court has reviewed trustee's status report. Continue case status conference to February 27, 2019 at 11:00 a.m. Trustee should file updated status report not later than February 13, 2019. APPEARANCES WAIVED ON NOVEMBER 28, 2018.

Tentative Ruling for February 26, 2019:

Trustee has just filed a motion to convert case to chapter 7 on negative

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Colima BBQ, Inc

Chapter 11

notice. Continue case status conference to May 14, 2019 at 2:00 p.m to be heard concurrently with status conference in adversary proceeding filed by trustee. APPEARANCES WAIVED ON FEBRUARY 27, 2019.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:18-10891 Young Keun Park

Chapter 11

#103.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 5-30-18, 8 -29-18, 11-28-18

Docket 1

***** VACATED *** REASON: OFF CALENDAR**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is not inclined to move up the bar date. A June 29 bar date would not give parties in interest sufficient time to file claims. Why does the trustee want the date moved? Hearing required.

6/4/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- May 31, 2018

Bar date -- July 31, 2018

Cont'd status conference -- August 29, 2018 at 11:00 a.m.

L/D to file further status report -- August 17, 2018.

Tentative Ruling for August 29, 2018:

Continue status conference for approximately 90 days. Set new deadline for the filing of updated status report.

Tentative Ruling for November 28, 2018:

Court has reviewed trustee's status report. Continue case status conference to February 27, 2019 at 11:00 a.m. Trustee should file updated status report not later than February 13, 2019. APPEARANCES WAIVED ON NOVEMBER 28, 2018.

Tentative Ruling for February 27, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Young Keun Park

Chapter 11

Court does not generally conduct periodic status conferences in chapter 7 cases. Now that case has been converted, take status conference off calendar. APPEARANCES WAIVED ON FEBRUARY 27, 2019.

Party Information

Debtor(s):

Young Keun Park

Pro Se

Trustee(s):

Elissa Miller (TR)

Represented By
Annie Y Stoops
Aram Ordubegian
Arent Fox
Andy Kong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:18-11469 RH BBQ, Inc

Chapter 11

#104.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 4-25-18, 5-30-18, 8-29-18, 11-28-18

Docket 1

*** VACATED *** REASON: OFF CALENDAR

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for service of notice of bar date and bar date.

4/27/18 -- Court entered scheduling order with following dates:

L/D to serve notice of bar date -- April 30, 2018
Bar date -- June 29, 2018
Cont'd status conference -- May 30, 2018
L/D to file updated status report -- May 16, 2018

Tentative Ruling for May 30, 2018:

When does the trustee anticipate that he will be in a position to know whether the debtor should be reorganized or whether its assets should be sold?
Hearing required.

Tentative Ruling for August 29, 2018:

Continue status conference for approximately 90 days. Set new deadline for the filing of updated status report.

Tentative Ruling for November 28, 2018:

Court has reviewed trustee's status report. Continue case status conference to February 27, 2019 at 11:00 a.m. Trustee should file updated status report not later than February 13, 2019. APPEARANCES WAIVED ON

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... RH BBQ, Inc
NOVEMBER 28, 2018.

Chapter 11

Tentative Ruling for February 27, 2019:

Court does not generally conduct periodic status conferences in chapter 7 cases. Now that case has been converted, take status conference off calendar. APPEARANCES WAIVED ON FEBRUARY 27, 2019.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:18-11855 Onebada, Inc

Chapter 11

#105.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 4-25-18, 5-30-18, 8-29-18, 11-28-18

Docket 1

*** VACATED *** REASON: OFF CALENDAR

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for service of notice of bar date and bar date.

4/27/18 -- Court entered scheduling order with following dates:

L/D to serve notice of bar date -- April 30, 2018
Bar date -- June 29, 2018
Cont'd status conference -- May 30, 2018
L/D to file updated status report -- May 16, 2018

Tentative Ruling for May 30, 2018:

When does the trustee anticipate that he will be in a position to know whether the debtor should be reorganized or whether its assets should be sold?
Hearing required.

Tentative Ruling for August 29, 2018:

Continue status conference for approximately 90 days. Set new deadline for the filing of updated status report.

Tentative Ruling for November 28, 2018:

Court has reviewed trustee's status report. Continue case status conference to February 27, 2019 at 11:00 a.m. Trustee should file updated status report not later than February 13, 2019. APPEARANCES WAIVED ON

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Onebada, Inc
NOVEMBER 28, 2018.

Chapter 11

Tentative Ruling for February 27, 2019:

Court does not generally conduct periodic status conferences in chapter 7 cases. Now that case has been converted, take status conference off calendar. APPEARANCES WAIVED ON FEBRUARY 27, 2019.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

Elissa Miller

Represented By
Andy Kong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#106.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18

Docket 1

Courtroom Deputy:

2/22/19 - Marvin Ramos, (818)382-6200, has been approved for telephonic appearance on 2/27/19 @ 11am

Tentative Ruling:

Set bar date and deadline for debtor to serve notice of bar date. Continue status conference for approximately 90 days.

12/10/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 7, 2018

Bar date -- January 31, 2019

Cont'd status conference -- February 27, 2019 at 11

L/D to file updated status report -- February 8, 2019

Hearing on motion to employ real estate broker -- December 19, 2018 at 10

Tentative Ruling for February 27, 2019:

According to the debtor's status report, after entry of an order granting relief from stay to Beverly Loan Company, "the more valuable pieces [of jewelry] have been redeemed." How was this accomplished? What was the source of the funds used to redeem the jewelry and how much did this cost? How was this transaction structured?

Has debtor signed declaration in support of case status report? Now that court has signed order employing real estate broker, when does the debtor believe that she will be in a position to file a motion for approval of the sale?

Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Lisa Frances Platt

Chapter 11

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01294 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#107.00 Defendant's Motion to Set a Reasonable Compensation Rate for Collections
Legal Services

Docket 275

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Rulings on Evidentiary Objections:

The fact that a proposed item of testimony may be false does not make it inadmissible.

1. Overrule.
2. Overrule.
3. Sustain for lack of foundation/hearsay. Data is being offered for the truth of the matter asserted.

Tentative Ruling on the Merits:

Court agrees that someone attempting to collect a set of accounts consisting of student loans would employ a collection agency, not an attorney or law firm. Trustee's evidence is the more reliable. Based on the information provided and, in an effort to make the calculations straightforward, allow compensation/reimbursement in accordance with the following formula: Flanagan make receive reimbursement for actual out-of-pocket court costs, such as filing fees, process server fees and court reporter fees and should receive 1/3 of the remaining net proceeds as compensation for services rendered in collecting the fees. This is on the high end of what the trustee has recommended as these are aged accounts that may be difficult to collect under the circumstances.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Video Symphony Entertraining Inc

Chapter 7

Debtor(s):

Video Symphony Entertraining Inc	Represented By Dean G Rallis Jr
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Defendant(s):

Michael Gerard Flanagan	Represented By Samuel Price
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Michael Gerard Flanagan, as trustee	Represented By Samuel Price
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Alice Yick Flanagan, as trustee of	Represented By Samuel Price
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Video Symphony, LLC	Represented By Samuel Price
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Plaintiff(s):

Richard K. Diamond, Chapter 7	Represented By Michael G D'Alba Howard Kollitz Walter K Oetzell
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Trustee(s):

Richard K Diamond (TR)	Represented By Michael G D'Alba Howard Kollitz Sonia Singh
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01294 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#108.00 Defendant's Motion for Reimbursement for Collections

fr. 11-27-18

Docket 244

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 27, 2019:

Court will not approve compensation arrangements on an hourly fee basis. Had there been an arms length negotiation between a collection attorney and the trustee (or any payee for that matter), the result would have been an arrangement that provided the collection attorney with reimbursement for filing fees, process server fees and a percentage of the recovery that might vary depending on whether it had been necessary to file suit, proceed to trial, etc. Continue hearing to give parties an opportunity to present evidence and argument as to the going rate for comparable services in this market.

In the interim, give movant an interim credit for his estimate of \$77,100 for filing fees and \$13,500 for service of process against the amounts that he has already been ordered to turnover. Has movant paid any amounts to the trustee?

Final Ruling for November 27, 2018:

Continue hearing to February 27, 2019 at 11:00 a.m. Flannagan should file and serve supplemental brief and declaration re market compensation arrangements not later than January 20, 2019. Trustee should file and serve response by February 13, 2019. Replies will be due by February 20, 2019.

Tentative Ruling for February 27, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Video Symphony Entertraining Inc

Chapter 7

See tentative ruling for matter no. 107. Is there anything left of this motion that is different from 107? Hearing required.

Party Information

Debtor(s):

Video Symphony Entertraining Inc	Represented By Dean G Rallis Jr
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Defendant(s):

Michael Gerard Flanagan	Represented By Samuel Price
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Michael Gerard Flanagan, as trustee	Represented By Samuel Price
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Alice Yick Flanagan, as trustee of	Represented By Samuel Price
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Video Symphony, LLC	Represented By Samuel Price
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Movant(s):

Michael Gerard Flanagan	Represented By Samuel Price Samuel Price Samuel Price
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Video Symphony, LLC	Represented By Samuel Price
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Plaintiff(s):

Richard K. Diamond, Chapter 7	Represented By Michael G D'Alba Howard Kollitz Walter K Oetzell
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Video Symphony Entertraining Inc

Chapter 7

Trustee(s):

Richard K Diamond (TR)

Represented By
Michael G D'Alba
Howard Kollitz
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01294 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#109.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)),(12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Richard K. Diamond, Chapter 7 Trustee, Plaintiff against Michael Gerard Flanagan, Michael Gerard Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, 2009, Alice Yick Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, Video Symphony, LLC.

fr. 8-30-16, 10-4-16, 11-29-16, 4-4-17, 4-25-17, 5-9-17, 6-13-17, 8-22-17, 10-3-17, 2-6-18, 2-13-18, 6-5-18, 9-11-18, 10-23-18, 11-27-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/11/16 -- Court approved stipulation continuing status conference to October 4, 2016 at 2:00 p.m. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for November 29, 2016:

Revisit status of action after conclusion of related matters on calendar.

3/21/17 -- Court approved stipulation continuing hearing to April 25, 2017 at 2:00 p.m. OFF CALENDAR FOR APRIL 4, 2017.

4/24/17 -- Court approved stipulation continuing hearing to June 13, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 13, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Video Symphony Entertraining Inc

Chapter 7

Revisit status of action after conclusion of related matters on calendar.

8/14/17 -- Court approved stipulation extending certain dates and continuing hearing to October 3, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 22, 2017.

Tentative Ruling for October 3, 2017:

Revisit status of action after conclusion of related matters on calendar.

2/5/18 -- Court approved stipulation continuing hearing to February 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 5, 2018.

Tentative Ruling for February 13, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/20/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.

L/D to file joint status report -- May 22, 2018

Discovery cutoff -- August 17, 2018

Tentative Ruling for June 5, 2018:

Extend discovery cutoff to March 2019 and order the parties to mediation.

6/11/18 -- Court approved order setting following dates:

Cont'd status conference -- September 11, 2018 at 2:00 pm

L/D to serve and file joint status report -- August 28, 2018

L/D to complete discovery -- March 29, 2019

Tentative Ruling for September 11, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... **Video Symphony Entertraining Inc**

Chapter 7

Continue status conference until early January, 2019. Order parties to complete a day of mediation prior to date of continued status conference.

Tentative Ruling for November 27, 2018:

Revisit status of action after conclusion of related matters on calendar.

Tentative Ruling for February 27, 2019:

Revisit status of action after conclusion of related matters on calendar.

Party Information

Debtor(s):

Video Symphony Entertraining Inc	Represented By Dean G Rallis Jr
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Defendant(s):

Michael Gerard Flanagan	Represented By Samuel Price
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Michael Gerard Flanagan, as trustee	Represented By Samuel Price
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Alice Yick Flanagan, as trustee of	Represented By Samuel Price
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Video Symphony, LLC	Represented By Samuel Price
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Plaintiff(s):

Richard K. Diamond, Chapter 7	Represented By Michael G D'Alba Howard Kollitz Walter K Oetzell
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Trustee(s):

Richard K Diamond (TR)	Represented By Michael G D'Alba
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT...

Video Symphony Entertraining Inc

Howard Kollitz
Sonia Singh

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01480 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#110.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Richard K. Diamond, Chapter 7 Trustee, Plaintiff against Alice Yick Flanagan, Alice Yick Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, Michael Gerard Flanagan, Michael Gerard Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, 2009

fr. 1-10-17, 4-4-17, 4-25-17, 5-9-17, 6-13-17, 8-22-17, 10-3-17, 2-6-18, 2-13-18, 6-5-18, 9-11-18, 10-23-18, 11-27-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/22/16 -- Court approved stipulation continuing hearing to April 4, 2017 at 2:00 p.m. and waiving status report for that conference. OFF CALENDAR FOR JANUARY 10, 2017. NO APPEARANCE REQUIRED.

3/21/17 -- Court approved stipulation continuing hearing to April 25, 2017 at 2:00 p.m. OFF CALENDAR FOR APRIL 4, 2017.

HEARING CONTINUED TO MAY 9, 2017 AT 2:00 P.M. OFF CALENDAR FOR APRIL 25, 2017.

4/24/17 -- Court approved stipulation continuing hearing to June 13, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 13, 2017:

Revisit status of action after conclusion of related matters on calendar.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Video Symphony Entertraining Inc Chapter 7

8/14/17 -- Court approved stipulation extending certain dates and continuing hearing to October 3, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 22, 2017.

Tentative Ruling for February 6, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/5/18 -- Court approved stipulation continuing hearing to February 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 5, 2018.

Tentative Ruling for February 13, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/20/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.

L/D to file joint status report -- May 22, 2018

Discovery cutoff -- August 17, 2018

Tentative Ruling for June 2, 2018:

Extend discovery cutoff to March 2019 and continue status conference approximately 90 days.

6/11/18 -- Court approved order setting following dates:

Cont'd status conference -- September 11, 2018 at 2:00 pm

L/D to serve and file joint status report -- August 28, 2018

L/D to complete discovery -- March 29, 2019

Tentative Ruling for October 23, 2018:

Continue to trail this action along with matter on calendar as number 215.

Tentative Ruling for February 27, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

11:00 AM

CONT... Video Symphony Entertraining Inc

Chapter 7

Continue to trail this action along with matter on calendar as number 109.

Party Information

Debtor(s):

Video Symphony Entertraining Inc	Represented By Dean G Rallis Jr
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Defendant(s):

Alice Yick Flanagan	Represented By Samuel Price
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Alice Yick Flanagan, as trustee of	Represented By Samuel Price
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Michael Gerard Flanagan	Represented By Samuel Price
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Michael Gerard Flanagan, as trustee	Represented By Samuel Price
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Plaintiff(s):

Richard K. Diamond, Chapter 7	Represented By Michael G D'Alba Howard Kollitz
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Trustee(s):

Richard K Diamond (TR)	Represented By Michael G D'Alba Howard Kollitz Sonia Singh
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#200.00 MUFG Union Bank's Motion to Convert Case From Chapter 11 to 7, or in the alternative Dismiss the Case

fr. 3-14-18, 5-16-18, 5-30-18, 8-1-18, 10-24-18, 12-12-18, 1-16-19

Docket 103

***** VACATED *** REASON: CONT'D. TO 4/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 14, 2018:

Court is not prepared to convert or dismiss the case at this time. Continue hearing on motion for approximately 90 days to see if debtor files a plan of reorganization that has any realistic prospect of being confirmed.

Final Ruling for March 14, 2018:

Continue hearing to May 16, 2018 at 2:00 p.m. Briefing closed.

Tentative Ruling for August 1, 2018:

Revisit status of motion after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

Tentative Ruling for January 16, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Revisit status of motion after conclusion of related matters on calendar.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

MUFG UNION BANK, N.A.

Represented By
Richard Sontag

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#201.00 Debtor's Motion for Entry of Order:

- 1) Approving Disclosure Statement
- 2). Approving Solicitation voting, balloting and notice procedures
- 3). Setting Confirmation Hearing and certain deadlines in connection with the Debtor's Plan of Reorganization

fr. 5-30-18, 8-1-18, 10-24-18, 12-12-18, 1-16-19

Docket 127

***** VACATED *** REASON: CONT'D. TO 4/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#202.00 Debtor's Amended Disclosure Statement describing Debtor's Amended Chapter 11 Plan of Reorganization

fr. 8-1-18, 10-24-18, 12-12-18, 1-16-19

Docket 160

*** VACATED *** REASON: CONT'D. TO 4/10/19 @ 2PM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has a number of proposed revisions to the form of the plan and disclosure statement that will be discussed on the record at the time of hearing on the disclosure statement.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

The court is not satisfied with the rate at which this chapter 11 case is proceeding. The debtor is willing to make monthly payments if and only if the lender agrees to a payment plan that does not require the consent of debtor's estranged spouse. As it appears that this case will continue to drag on for an extended period before the court will know what support payments the debtor can rely on, it would be appropriate for there to be a cost or compensation to the lender for the extent of this delay. Require debtor to make monthly payments as a condition to continuation of the automatic stay.

Final Ruling for December 12, 2018:

Continue all hearings to January 16, 2019 at 2:00 p.m. Debtor will pay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre Chapter 11

\$3,500 to lender, delivered to counsel, by 3:00 p.m. on Friday, December 14, 2019. If debtor does not pay this amount, counsel for lender may file a declaration and court will grant motion to convert. Debtor should file updated status report by January 14, 2019 containing evidence and argument as to appropriate amount of adequate protection payment to pay each month. (Regular payment under loan is approximately \$6,900; plan contemplates monthly payment of \$8,000.)

Tentative Ruling for January 16, 2019:

Debtor reports that, in family law mediation on November 9, 2019, debtor and husband agreed to temporary support at the rate of \$8,000. Debtor anticipates generating an additional \$2,500 per month by renting out the property located at 530 South Bentley, commencing in July. Debtor also receives approximately \$4,133 per month (paid quarterly) from a partial real estate interest that she inherited post-petition from her father. Debtor reports having made the first \$3,500 and has a bankruptcy mediation scheduled for January 18, 2019.

Require debtor to make a second adequate protection payment, this one for \$4,500 and continue hearings another 30 days to give the parties an opportunity to participate in bankruptcy mediation.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#203.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 6-28-17, 10-4-17, 1-24-18, 2-28-18, 3-14-18, 5-16-18, 5-30-18, 10-24-18,
12-12-18, 1-16-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for service of bar date and bar date.

Order authorizing counsel's employment was signed/entered June 14, 2017. Debtor is an attorney who consults, yet the vast majority of the income reflected on the budget is "monthly support." Is this from her ex-husband? Approximately how many hours per week does debtor spend doing legal-related work?

Where is the debtor currently living? Is the Bentley property habitable? What happened to the property that gave rise to the \$70,000 in insurance proceeds? What transpired in the state court that led to the entry of a judgment against the debtor "on procedural grounds"?

Why are there two separate lines that both include the cost of summer school and camp for debtor's child/children? Where do debtor's children go to school? Debtor's financial troubles include, according to the status report, medical bills. Budget does not include a line-item for medical insurance. Why not? Are these medical bills likely to be recurring or were they the result of a condition that has now been cured or eliminated?

The entries for home insurance and car insurance on the budget are blank. Who pays for these expenses? Does the debtor have a car? There do not appear to be any vehicle-related expenses on the budget. Why no?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT... **Erin Nicole Feldmar-DeVitre**
Hearing required.

Chapter 11

6/29/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017
Bar date -- August 31, 2017.

7/6/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017
Bar date -- August 31, 2017.
Cont'd case status conference -- October 4, 2017 at 11:00 a.m.
L/D to file updated status report -- September 22, 2017.

Tentative Ruling for October 4, 2017:

How much work remains to be done on the property? Does the debtor have an estimate as to when the property will be in a condition to be rented?
Hearing required.

Tentative Ruling for February 28, 2018:

Continue hearing to March 14, 2018 at 10:00 a.m. to be heard concurrently with motion to convert set for same date and time. APPEARANCES WAIVED ON FEBRUARY 28, 2018.

Tentative Ruling for March 14, 2018:

Revisit status of case after conclusion of hearing on related motions.

3/19/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 16, 2018 at 2:00 p.m.
Filing of updated status report waived
L/D for debtor to file plan and disclosure statement -- March 30, 2018\
Hearing on disclosure statement -- May 16, 2018 at 2:00 p.m.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Tentative Ruling for August 1, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#204.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 637 East 29th Street, Los Angeles, CA 90011

MOVANT: CENTER STREET LENDING FUND IV SPE, LLC.

fr. 11-27-18, 12-12-18, 2-6-19

Docket 106

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is a chapter 11 case and there is no evidence that the property is declining in value. Court is not yet in a position to include that there is no reasonable prospect of reorganization within a reasonable period. Debtor has filed a plan and disclosure statement that is set for hearing on December 12, 2018. Deny motion or, if movant prefers and consents to continuance, continue hearing to coincide with date of hearing on disclosure statement so that, if court concludes that plan cannot be confirmed within a reasonable period at some point during the confirmation process, it can grant relief from stay.

Tentative Ruling for February 26, 2019:

Revisit motion after conclusion of hearings on related matters on calendar.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

Movant(s):

Center Street Lending Fund IV SPE,

Represented By
Kristin A Zilberstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#205.00 Debtor's Amended Disclosure Statement describing Debtor's Chapter 11 Plan of Reorganization

fr. 12-12-18, 2-6-19

Docket 97

***** VACATED *** REASON: 2/11/19 - SECOND AMENDED
DISCLOSURE STATEMENT FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. DEBTOR HAS FILED AMENDED DISCLOSURE STATEMENT.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#206.00 Debtor's Second Amended Disclosure Statement describing Debtor's Second Amended Chapter 11 Plan of Reorganization

Docket 141

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court agrees with debtor that the mere fact that Center Street objects to confirmation of the debtor's plan does not make it unconfirmable. Whether or not the plan can be confirmed over Center Street's objections under section 1129(b) entails factual issues (such as the appropriate interest rate and loan term) and is a confirmation issue. The fact that the lender is a hard money lender who does not make 30 year loans and charges high interest rates is not relevant to this analysis.

Court agrees that nothing contained in Center Street's objections demonstrates that the plan violates the best interest of creditors rule. By definition, the court must find that the plan pays a fully secured creditor the present value of its claim, so the plan will not be confirmed over Center Street's objection unless the Court finds that it will receive payment in full at an appropriate interest rate, so the plan will satisfy the best interest of creditors test vis-a-vis Center Street or it won't be confirmed. Center Street is hardly in a position to raise the best interests of creditors test on behalf of unsecured creditors, but, even if it had standing to make this argument, its objection does not demonstrate this.

However, this all assumes that the debtor will prevail in her objection to claim and succeed in having the interest rate reduced below the 30 percent default interest rate that Center Street is claiming. The plan needs to be modified to reflect that the debtor's prevailing on this claim objection (which the Court notes still has not been filed) is a condition precedent to confirmation of the plan. (And the disclosure statement should describe what the debtor believes will happen if the debtor does not prevail on her objection to claim.)

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

Court agrees with Center Street that the ability of debtor's partner to actually perform under his contribution declaration is speculative at this point; however, this is a confirmation issue. Center Street can and should conduct discovery concerning Mr. Lenoir's financial condition and the debtor should be prepared to offer additional testimony from him in connection with her confirmation memorandum. If the debtor's projections assume that she will not have to pay any rent, debtor will also need to provide a declaration from her brother to the effect that he will let her live in his property rent-free for a period of 5 years.

In addition, the debtor should correct the typographical errors identified by the US Trustee and add the missing information requested in the US Trustee's objection to the disclosure statement.

Moreover, disclosure statement should be modified to reflect that, because the debtor retains her property under the plan, it cannot be confirmed over the objection of unsecured creditors. Debtor cannot have it both ways by saying she will insert a new value contribution if she needs to. Either one should be provided for now, or the plan should explain that it cannot be confirmed over the unsecured creditor's objections.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#207.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18, 2-6-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Has debtor filed motion for authority to use cash collateral? If not, why not? Has debtor been paying expenses in the interim? Debtor has proposed August 15 as the deadline for filing a plan. What has to happen before debtor will be in a position to file a plan? Hearing required.

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.

L/D to serve notice of bar date -- March 21, 2018

Bar date -- May 31, 2018

L/D to file joint status report -- June 5, 2018

L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor should file updated status report by July 30, 2018 and plan and disclosure

**United States Bankruptcy Court
Central District of California
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Wednesday, February 27, 2019

Hearing Room 1539

2:00 PM

CONT...

Denise Latrice Wheeler

Chapter 11

statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Tentative Ruling for February 27, 2019:

If court approves disclosure statement, set plan confirmation schedule.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

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2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#208.00 Debtor's Motion re: Objection to Claim Number 53 by Claimant 8817 Research Drive in the amount of \$413,017.00

Docket 181

Courtroom Deputy:

2/12/19 - Debtor to file an Amended Notice of Hearing rescheduling this matter to 2pm to be heard concurrently with the Disclosure Statement and Scheduling and Case Management Conference.

Tentative Ruling:

The proof of service on the notice of bar date reflects that the notice of bar date was properly addressed, in that the address shown on the proof of service is

Pizza 90, Inc.
Ignacio J. Lazo
Gabriel K. Coy
8871 Research Drive
Irvine, CA 92618.

Claimant concedes that this is the correct address, in that it lists the identical address as correct on p. 4 of the opposition in describing the amended schedules.

Deny claimant's motion to strike Hayes declaration. However, debtor is mistaken when it argues that the claim was scheduled or that it was scheduled as disputed. The claim referenced by the debtor is a different claim -- that of the plaintiff in the litigation -- JMS, c/o Stanley Kimmel in Granada Hills. The reference refers to the lawsuit in which Pizza 90 is a cross-claimant, but the claim amount and the holder of the claim are not that of Pizza 90.

Court has no reason to conclude that staff working for counsel for debtor addressed the envelopes in which the bar date notices were sent in a manner

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CONT...

DDC Group, Inc.

Chapter 11

that differed from the service addresses reflected on the proof of service; however, claimants dispute having received the notice of bar date and debtor has demonstrated that it has in the past been confused and believed that it had served Pizza 90 when in fact it had only served JMS. Moreover, proof of claim was only filed 12 days after the bar date.

Nevertheless, if the Court is going to allow a late-filed proof of claim, the burden of proof is on the claimant to establish that its failure to file the proof of claim in a timely manner constitutes excusable neglect. What is missing from the declarations is any discussion of when the creditor first learned about the bankruptcy case and any steps that the creditor took to keep itself apprised of the status of the case or to make sure that it received notices in the bankruptcy case and whether or not, under the applicable caselaw, movant's failure to file the proof of claim in a timely manner constitutes excusable neglect. Continue hearing to give creditor an opportunity to file one or more supplemental declarations and a supplemental memorandum on this issue.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#209.00 Debtor's Motion re: Objection to Claim Number 39 by Claimant Yadav Enterprises, Inc.. in the amount of \$511,870.25

Docket 179

***** VACATED *** REASON: ORDER ENTERED RESOLVING
OBJECTION. NO APPEARANCE REQUIRED**

Courtroom Deputy:

2/12/19 - Debtor to file an Amended Notice of Hearing rescheduling this matter to 2pm to be heard concurrently with the Disclosure Statement and Scheduling and Case Management Conference.

Tentative Ruling:

2/26/19 -- Court entered order resolving objection. Objection deemed withdrawn. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#210.00 Debtor's Disclosure Statement Describing Chapter 11 Plan of Reorganization

Docket 164

Courtroom Deputy:

1/18/19 - James Hinds, Jr. (310)316-0500, has been approved for telephonic appearance on 2/27/19 @ 2pm

Tentative Ruling:

Deny approval of disclosure statement. Plan doesn't set forth classification of secured claims and debtor's approach to setting forth classes and priorities later once it has been determined through litigation doesn't work. Court cannot assess whether treatment of creditors under plan is appropriate until this has been figured out.

Disclosure statement cannot say that, if the unsecured creditors do not vote in favor of confirmation, principal will make a new value contribution. It needs to say that the plan in its present form violates the absolute priority rule. Therefore, if unsecured creditors do not vote in favor of confirmation the plan cannot be confirmed. Either that, of the principal should commit to a new value contribution now and revise the plan accordingly.

The disclosure statement does not contain adequate information about the manner in which the debtor intends to operate its business in the future. According to the disclosure statement, the debtor intends to open an office in Northern California and partner with various subcontractors by investing in their business. How much will this cost? Is this in the projections? Where will the debtor obtain the money to make these investments? Will this actually be a net benefit to the unsecured creditors or will the debtors be diverting money away that could be paid to unsecured creditors to make the value of the business that they are retaining for themselves even more valuable?

Party Information

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CONT... DDC Group, Inc.

Chapter 11

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#211.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 8-8-18, 9-11-18, 10-9-18, 10-4-18, 2-13-19

Docket 1

Courtroom Deputy:

1/22/19 - Debtor's Disclosure Statement has been rescheduled to 2/27/19 @ 2pm.

2/4/19 - Notice of Rescheduled Hearing mailed to parties. Hearing rescheduled to 2/27/19 @ 2pm.

Tentative Ruling:

Debtor refers in its status report to a settlement with Travel Traders Hotel that was approved on September 19, 2018. This must be inaccurate. What is the status of this settlement?

Set deadline for service of notice of bar date and bar date.

8/22/18 -- Court approved scheduling order setting following dates:

L/D to serve notice of bar date -- August 29, 2018
Bar date -- October 19, 2018
Cont'd status conf -- September 11, 2018 at 11

Tentative Ruling for September 11, 2018:

Continue case status conference to October 4, 2018 at 10:00 a.m. to be heard concurrently with UST's motion to dismiss or convert. Waive requirement that debtor file updated status report.

Tentative Ruling for October 4, 2018:

Court took motion to dismiss off calendar due to stipulation between the

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2:00 PM

CONT... DDC Group, Inc. Chapter 11

parties, but where is this case going? What has to happen before the debtor will be in a position to file a plan? Hearing required.

10/9/18 -- Court signed scheduling order setting deadline of December 31, 2018 for filing plan and disclosure statement.

Tentative Ruling for February 27, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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Hearing Room 1539

10:00 AM

2:18-17021 Benjamin Construction and Development, Inc.

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Civil lawsuit

MOVANT: BEACHSIDE LAND & DEVELOPMENT, LLC.

Docket 33

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Benjamin Construction and

Represented By
Kevin Hahn

Movant(s):

Beachside Land & Development,

Represented By
Edmond Richard McGuire

Trustee(s):

Elissa Miller (TR)

Pro Se

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Hearing Room 1539

10:00 AM

2:18-25075 Alfredo Castillo

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 BMW 5 Series Sedan 4D 528I

MOVANT: FINANCIAL SERVICES VEHICLE TRUST

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Alfredo Castillo

Represented By
David Samuel Shevitz

Movant(s):

Financial Services Vehicle Trust

Represented By
Cheryl A Skigin

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

10:00 AM

2:19-10730 Ingrid Yamileth Rovira Ayala

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 HONDA ACCORD
VIN #: 1HGC R2F1 0HA2 90407

MOVANT: HONDA LEASE TRUST

Docket 9

Courtroom Deputy:

3/1/19 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 3/5/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Ingrid Yamileth Rovira Ayala

Represented By
Raymond Perez

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

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Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#4.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Norcal Cajun Foods, II, Inc. v. Old Republic Surety Co. et al. Docket Number: SCV 259884; Sonoma County Superior Court

MOVANT: ELITE CAJUN FOODS II, LLC

Docket 183

Courtroom Deputy:

2/22/19 - Jagdeep Hansra, (408)475-7454, has been approved for telephonic appearance on 3/5/19 @ 10am

Tentative Ruling:

The state court action that movant seeks to pursue is not against the debtor. Automatic stay does not bar continued prosecution of this action, whether or not there are indemnification obligations. (If principal wants automatic stay extended to protect, principal will need to commence adversary proceeding and seek injunctive relief under section 105.) Either principal has liability in his personal capacity or he doesn't. If he does, it is appropriate for him to be subject to suit (absent injunctive relief that has not been granted) even if movant is barred from proceeding against the debtor due to its failure to file a proof of claim. If the principal does not have personal liability for the obligations in question, movant will not be able to obtain judgment against him and there won't be any endrun around movant's failure to file a proof of claim against the debtor.

Grant motion (as comfort order only) with waiver of Rule 4001(a)(3) (as stay never applied in the first place).

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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CONT... DDC Group, Inc.

Chapter 11

Movant(s):

Elite Cajun Foods II, LLC f/k/a

Represented By
Jagdeep Hansra

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Tuesday, March 5, 2019

Hearing Room 1539

11:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#100.00 Motion For Order:

(1) Approving Debtors' Disclosure Statement Describing Debtors' Plan Dated December 31, 2018

(2) Setting Plan Solicitation And Confirmation Procedures

fr. 2-12-19

Docket 224

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling for matter no. 101.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Movant(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold

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Hearing Room 1539

11:00 AM

CONT...

Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Beth Ann R Young

GiGi Renee Shepherd

Represented By

Ron Bender

Todd M Arnold

Beth Ann R Young

**United States Bankruptcy Court
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11:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#101.00 Disclosure Statement Describing Debtors' Plan of Reorganization Dated
December 31, 2018

fr. 2-12-19

Docket 223

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 12, 2019:

In light of the issues that the debtors have had with consummating a sale of the property, the Court agrees that the plan and confirmation order should contain provisions that explain what will happen if a sale isn't consummated by a date certain. (There can be a procedure for applying for an extension of that date.) The court does not want to be in the situation of having a plan confirmed that never goes effective.

Additional Comments on Plan:

1. As the debtors have reserved the right to object to claims, the plan should include provisions concerning a disputed claim reserve.
2. The section on modification should be updated to include 1127(e).
3. The discharge section should be changed to provide that debtors will only receive a discharge once they have made all the payments due under the plan.

Disclosure Statement:

Debtors should add a discussion of the current status of the Keros settlement and more information concerning recent efforts to consummate a sale of the properties.

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11:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd
Tentative Ruling for March 5, 2019:

Chapter 11

Court still has a few questions and concerns about the plan structure.
Hearing required.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

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Hearing Room 1539

11:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-30-17, 9-6-17, 11-29-17, 12-12-17, 3-14-18, 3-21-18, 6-13-18, 6-27-18,
8-29-18, 11-28-18, 2-12-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/23/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 10:00 a.m. OFF CALENDAR FOR AUGUST 30, 2017.

Tentative Ruling for September 6, 2017:

Why are these debtors in bankruptcy? They can well afford to pay claims against them. It appears that this case was filed to obtain the benefit of a more favorable forum for the resolution of their disputes with the Keros concerning the enforceability of a prepetition sale agreement. Why can't that dispute simply be resolved in state court? Hearing required.

9/14/17 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- September 15, 2017

Bar date -- November 17, 2017

L/D to file updated status report -- November 22, 2017

Cont'd status conference -- November 29, 2017 at 11:00 a.m.

Tentative Ruling for December 12, 2017:

Revisit status of case after conclusion of related matters on calendar.

Final Ruling for December 12, 2017:

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CONT... Paul Stuart Shepherd and GiGi Renee Shepherd Chapter 11

Continue hearing to March 14, 2018 at 11:00 a.m. Debtor should file updated status report by March 2, but could will waive that requirement if the debtor schedules a hearing on a sale motion concurrently with the continued case status conference.

Tentative Ruling for March 14, 2018:

Continue hearing to March 21, 2018 at 10:00 a.m. to be heard concurrently with motion for approval of compromise with LA Conservancy.
APPEARANCES WAIVED ON MARCH 14, 2018.

Tentative Ruling for March 21, 2018:

Do debtors have any realistic prospect of being able to pay Keros the settlement payment by March 31, 2018? If so, how? Hearing required.

Tentative Ruling for June 13, 2018:

Continue case status conference to June 27, 2018 at 10:00 a.m. so that it may be heard concurrently with new motion for approval of sale. OFF CALENDAR FOR JUNE 13, 2018.

Tentative Ruling for June 27, 2018:

Well, it happened again. Another sale motion has been withdrawn. What went wrong this time? Hearing required.

Tentative Ruling for August 29, 2018:

When does debtor anticipate that it will be filing motion for approval of compromise with RND? What progress, if any, has Pacific Union made with regard to finding a buyer for the property? Is the idea that the property will be sold subject to the agreement with the conservancy, meaning that the buyer will have to locate a spot to which the house can be moved and pay for the cost of moving it? How is that not a substantial disincentive to any buyer to buy the property?

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11:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Hearing required.

Tentative Ruling for November 28, 2018:

Have the parties succeeded in negotiating an extension of the Keros settlement agreement? Have the new brokers managed to locate anyone interested in purchasing either property? Has there been any interest in either property in recent weeks? Hearing required.

Tentative Ruling for February 12, 2019:

Revisit status of case after conclusion of hearing on disclosure statement. (Debtors do not need to keep answering all questions in the original order setting the status conference in subsequent status reports. They only need to apprise the court of the current status of the case and significant developments since the last status conference.)

Tentative Ruling for March 5, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

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Hearing Room 1539

2:00 PM

2:14-12860 WELCOME MANAGEMENT CORP.

Chapter 7

Adv#: 2:15-01545 Mastan v. Kim et al

#200.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))),(14 (Recovery of money/property - other))
Complaint by Peter J Mastan against Sang Hyun Kim, Helen Pak, Loren Chang, Hope Healthcare Management, Inc.

fr. 4-25-17, 8-1-17, 10-3-17, 11-14-17, 12-19-17, 1-30-18, 2-13-18, 5-15-18, 7-31-18, 10-16-18, 11-13-18, 1-8-19

Docket 1

***** VACATED *** REASON: 2/8/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

A notation on the file reflects that Judge Donovan set August 1, 2017 as a discovery cutoff and instructed plaintiff to lodge a scheduling order. Was such an order ever lodged?

Where is the joint (or collective) status report that should have been filed two weeks prior to the April, 2017 status conference? The most recent status report that the Court was able to locate was dated February 15, 2017 and was prepared for a March 1, 2017 status conference.

Order the parties to complete a day of mediation prior to the date of the next status conference.

4/28/17 -- Court approved scheduling order with following dates:

Discovery cutoff -- 10/2/17

L/D to lodge order appointing mediator -- 5/30/17

L/D to complete mediation -- 8/1/17

Cont'd status conference -- August 1, 2017 at 2:00 p.m.

L/D to file joint status report -- July 18, 2017

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CONT... WELCOME MANAGEMENT CORP.

Chapter 7

6/9/17 -- Court approved stipulation continuing deadline to complete mediation and discovery cutoff to October 3, 2017 and continuing status conference to October 3, 2017 at 2:00 p.m.

8/23/17 -- Court approved order appointing mediators.

9/7/17 -- Court approved stipulation continuing discovery cutoff to October 31, 2017 and continuing status conference to November 14, 2017 at 2:00 p.m.
OFF CALENDAR FOR OCTOBER 3, 2017.

10/12/17 -- Court approved stipulation continuing discovery cutoff to November 30, 2017 and continuing status conference to December 19, 2017 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 14, 2017.

12/1/17 -- Court approved stipulation continuing discovery cutoff to January 15, 2018 and continuing status conference to January 30, 2018 at 2:00 p.m.
OFF CALENDAR FOR DECEMBER 19, 2017.

1/3/18 -- Court approved stipulation continuing discovery cutoff to February 13, 2018 and continuing status conference to February 13, 2018 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 30, 2018.

Tentative Ruling for February 13, 2018:

Where is the joint status report that was due two weeks before the status conference? What is the status of this matter? Hearing required.

2/9/18 -- Court approved stipulation continuing hearing to May 15, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

5/11/18 -- Court approved stipulation continuing status conference to July 31, 2018 at 2:00 p.m. and continuing discovery cutoff to July 31, 2018. OFF CALENDAR FOR MAY 15, 2018.

6/13/18 -- Court approved compromise that calls for payments over time to

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CONT... WELCOME MANAGEMENT CORP.
trustee.

Chapter 7

7/6/18 -- Court approved stipulation dismissing action as against Loren Chang.

Tentative Ruling for July 31, 2018:

What, if anything, is left of this action? Hearing required.

7/26/18 -- Court approved stipulation continuing discovery cutoff to October 16, 2018 and continuing status conference to October 16, 2018 at 2:00 p.m.
OFF CALENDAR FOR JULY 31, 2018.

10/10/18 -- Court approved stipulation continuing hearing to November 13, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 16, 2018.

Tentative Ruling for January 8, 2019:

Where is the joint status report that should have been filed two weeks before the status conference? Have all settlement payments been made? Is the trustee now in a position to dismiss this action? Hearing required.

1/7/19 -- Court approved stipulation continuing hearing to March 5, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

2/7/19 -- Court approved stipulation dismissing all remaining claims. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

WELCOME MANAGEMENT

Represented By
Phillip H Kwon

Defendant(s):

Sang Hyun Kim

Represented By
Peter A Kim

Helen Pak

Represented By

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CONT... WELCOME MANAGEMENT CORP.

Chapter 7

Peter A Kim

Loren Chang

Represented By
Patricia M Bakst

Hope Healthcare Management, Inc.

Represented By
Peter A Kim

Plaintiff(s):

Peter J Mastan

Represented By
Kyra E Andrassy

Trustee(s):

Peter J Mastan (TR)

Represented By
Lei Lei Wang Ekvall
Kyra E Andrassy

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2:00 PM

2:17-25226 RYAN ROUNTREE

Chapter 7

Adv#: 2:18-01058 CALIFORNIA CAPITAL INSURANCE CO. v. ROUNTREE et al

#201.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by California Capital Insurance Co. against Ryan Rountree, Danielle Rountree

fr. 5-8-18, 6-5-18, 9-11-18, 12-4-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Parties should not use "all caps" in future status reports. It is difficult and unpleasant to read.

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to the date of the continued status conference.

Final Ruling for June 5, 2018:

Continue status conference to September 11, 2018 at 2:00 p.m. Parties should file joint status report not later than August 28, 2018. Parties are to complete a day of mediation by September 11, 2018 and should lodge an order appointing a mediator not later than June 29, 2018. Plaintiff is to lodge a scheduling order with these dates.

Tentative Ruling for September 11, 2018:

Impose sanctions on counsel for plaintiff of \$150 for failing to lodge scheduling order in a timely manner or at all. Court would have imposed additional sanctions for failing to lodge an order appointing a mediator, but it appears that the mediator was willing to proceed without an order employing

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2:00 PM

CONT...

RYAN ROUNTREE

Chapter 7

him, as the mediator filed a certificate of completion, stating that the parties attended a mediation on July 16, 2017. Inexplicably, that order refers to an order appointing the mediator dated June 13, 2018, but there is no such order on the docket. Perhaps plaintiff would have had more success in getting defendant to cooperate in the preparation of a joint status report had there been a written order of the court directing the defendant to participate in the preparation of such a report, as there would have been had plaintiff lodged such an order as directed by the court.

Why did plaintiff file both docket no. 17 (a unilateral status report on Form 7016-1.STATUS.REPORT) and docket no. 20 (a unilateral status report on pleading paper)? Is there any difference between the contents of the two documents?

Why didn't defendant participate in the preparation of a joint status report? Why haven't the parties met and conferred? Why hasn't plaintiff been able to notice defendant's deposition?

Hearing required.

9/12/18 -- Court signed scheduling order setting following dates:

Cont'd status conference -- December 4, 2018 at 2
L/D to file joint status report -- November 20, 2018
Discovery cutoff -- November 30, 2018

Tentative Ruling for December 4, 2018:

Impose sanctions of \$150 on counsel for defendant for failing to participate in the preparation of a joint status report. (Plaintiff's counsel should use the court form for status reports in the future.) Issue OSC why defendant's answer should not be stricken and plaintiff permitted to proceed by way of default based on failure of defense counsel to meet and confer and participate in discussions concerning the scheduling of discovery. Defense counsel needs to respond to communications from plaintiff's counsel. Extend discovery cutoff by approximately 90 days and continue status conference to

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CONT... RYAN ROUNTREE

Chapter 7

approximately same time frame.

12/11/18 -- Court issued order imposing sanctions of \$150 on defendant's counsel for failing to review local rules and therefore being unaware that obligation to cause a joint status report to be filed is a joint obligation and making no effort to contact plaintiff's counsel in a timely manner to prepare or discuss preparation of joint status report. Court extended discovery cutoff to February 28, 2019 and set deadline for filing pretrial motions of January 15, 2019. (Any such motions should be set for hearing not later than March 5, 2019.) Court waived requirement of joint status report for March 5 status conference only.

Tentative Ruling for March 5, 2019:

No pretrial motions have been filed and scheduled for March 5. Have parties now completed discovery? If so, set date for pretrial conference and deadline for lodging joint pretrial order. Is this an appropriate matter to be sent to mediator? If not, why not? Hearing required.

Party Information

Debtor(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

Defendant(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Joint Debtor(s):

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Plaintiff(s):

CALIFORNIA CAPITAL

Represented By

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CONT... RYAN ROUNTREE

Chapter 7

Bruce N Graham

Trustee(s):

Sam S Leslie (TR)

Pro Se

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2:18-21265 Jaime Garcia

Chapter 7

Adv#: 2:18-01469 Garibay v. Garcia et al

#202.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury))(65 (Dischargeability - other)) Complaint by Olivia Garibay against Jaime Garcia , Does 1 through 20, inclusive

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Two status reports were filed. Court did not receive either. The first, filed February 25, 2019, which bears a signature date of February 25, 2019 is a unilateral report from the debtor. The proof of service attached to that report, signed under penalty of perjury by Marvin Jarrett Mann says that it was served by personal delivery, overnight mail, facsimile transmission or email (but doesn't specify which) on **January 22, 2019**. This must be a false statement as the document did not even exist as of that date. (It also says that it was served through the court's NEF system on other parties in interest on January 21, 2019.) This is false as well. The document was not filed until February 25 and therefore could not have been served on that date by NEF.

Sanction counsel for defendant \$150 for filing false proofs of service. Court needs to be able to rely on the accuracy of these documents. Counsel should ensure that his staff uses more care in preparing these documents.

Second status report, filed February 27, 2019, appears to be a joint status report, in that it has information completed on both sides of the form, but has only an electronic signature from counsel for plaintiff. The proof of service attached to that document does not show the date on which a copy was provided to the court. Court ended up printing BOTH status reports. This is not acceptable. Parties need to file a JOINT status report two weeks before the status conference and serve a copy to the court not less than 14 days before the status conference.

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CONT... Jaime Garcia

Chapter 7

Why does defendant's status report say, "Summons issued 12/18, thereby requiring trial in two months"? Plaintiff's status report says approximately the same thing. Under what theory do the parties believe that trial is required within two months after the issuance of a summons?

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Defendant(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Does 1 through 20, inclusive

Pro Se

Plaintiff(s):

Olivia Garibay

Represented By
Kaveh Elihu
Daniel Friedman

Trustee(s):

Sam S Leslie (TR)

Pro Se

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2:18-21729 Santiago R Jackson

Chapter 7

Adv#: 2:19-01003 Bochner et al v. Jackson

#203.00 Status Conference re: 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)) Complaint by Dan Z. Bochner, Dean A. Bochner against Santiago R. Jackson.

Docket 1

Courtroom Deputy:

2/14/19 - Default entered against Santiago R. Jackson

Tentative Ruling:

(There is no need to submit a status report when all defendants have defaulted.)

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Santiago R Jackson

Represented By
Daniel King

Defendant(s):

Santiago R. Jackson

Pro Se

Plaintiff(s):

Dan Z. Bochner

Represented By
Jacky P. Wang
Jacky Wang

Dean A. Bochner

Represented By
Jacky P. Wang
Jacky Wang

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CONT... Santiago R Jackson

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Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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2:18-22419 Julio Alberto Barahona

Chapter 7

Adv#: 2:19-01001 Travelers Express Company Inc. v. Barahona et al

#204.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)),(41 (Objection / revocation of discharge - 727(c),(d),(e))) Complaint by Travelers Express Company Inc. against Julio Barahona, Jessica Rios

Docket 1

Courtroom Deputy:

3/4/19 - David Rentto, 619(238-1002, has been approved for telephonic appearance on 3/5/19 @ 2pm

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Julio Alberto Barahona

Represented By
Francis Guilardi

Defendant(s):

Julio Alberto Barahona

Pro Se

Jessica Rios

Pro Se

Joint Debtor(s):

Jessica Rios

Represented By
Francis Guilardi

Plaintiff(s):

Travelers Express Company Inc.

Represented By
Robert L Rentto

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CONT... Julio Alberto Barahona

Chapter 7

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

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2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#205.00 Defendant's Motion to Dismiss Adversary Proceeding for Failure to State a Claim Upon Which Relief Can Be Granted

fr. 1-8-19

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for January 8, 2019:

Court is satisfied that it has jurisdiction. Court is also satisfied that it is appropriate for it to consider matters of which it can take judicial notice in a motion to dismiss. The date on which a recorded transfer was made is a matter of which the Court is comfortable taking judicial notice. Moreover, the date of the transfer should have been included in the complaint. Plaintiff cannot defeat a motion to dismiss simply by omitting an undisputed fact of which the court can take judicial notice.

Court agrees with defendant that there is no independent cause of action for a constructive trust. There needs to be a viable, nonbarred theory under which a constructive trust should be imposed, and it cannot be used to circumvent the state law statute of repose that prohibits an action with respect to a fraudulent transfer after 7 years.

However, can the trustee assert any right to recovery under the "continuing tort doctrine?" See, e.g., Myers v. Malone (In re Malone), 2013 Bankr. LEXIS 5010 (Bankr. D. Neb. 2013) (relying on Roemmich v. Eagle Eye Dev., LLC, 526 F.3d 343 (9th Cir. 2008) and Limestone Dev. Corp. v. Village of Lemont, 520 F.3d 797 (7th Cir. 2008)).

Continue hearing to give trustee an opportunity to analyze and brief whether

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CONT... Gilberto Arambula, Jr.

Chapter 7

he can assert any claim not barred by the statute of limitations under the continuing tort doctrine (or, stated differently, if there are any transfers to or for the benefit of the defendants that occurred within the statutory reachback period).

Tentative Ruling for March 5, 2019:

Grant motion to dismiss. The continuing fraud that the trustee describes -- continuing to represent that the she owns the property to secure more favorable credit at more favorable terms is a different fraud -- one that the trustee lacks standing to prosecute. The trustee's action is barred by the applicable statute of limitations.

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Joint Debtor(s):

Sully Mariela Jimenez

Represented By
Michael H Colmenares

Movant(s):

Armando Jimenez

Represented By
David Jacob

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

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CONT... Gilberto Arambula, Jr.

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

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2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#206.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Wesley H. Avery against Maria Jimenez

fr. 11-27-18, 1-8-19

Docket 1

Courtroom Deputy:

10/22/18 - Amended complaint filed.

10/25/18 - Another Summons issued

Tentative Ruling:

Revisit status of action after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Joint Debtor(s):

Sully Mariela Jimenez

Represented By
Michael H Colmenares

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

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CONT... Gilberto Arambula, Jr.

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

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2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

Adv#: 2:18-01312 DDC Group, Inc. v. RDY Holdings LLC et al

#207.00 Defendant YesLender LLC's Motion For Order to Dismiss Plaintiff's First Amended Complaint for Declaratory Relief and to Determine the Nature, Extent and Validity of Judgment Liens

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is not a subject matter jurisdiction problem. This is an issue of claim allowance and the bankruptcy court clearly has subject matter jurisdiction over that. Later caselaw under Rooker Feldman makes clear how limited the doctrine really is and that, in most instances, the issue is whether the prior judgment should or should not be given preclusive effect. As the court has observed, the prior judgment did not address things like the validity, extent of the security interest or the respective priorities of the parties claiming interest in the receivables. It did, however, give YesLender a money judgment against the debtor. Therefore, the first issue that the Court needs to address is whether the bankruptcy court is precluded from revisiting the amount due YesLender. Neither party has briefed this issue under the proper legal framework.

As the court previously explained, Ninth Circuit caselaw establishes a two-step analysis for the preclusion question. The first question being whether or not the state court would give preclusive effect to the judgment in question and the second whether there are equitable factors or other circumstances that would make the application of preclusion doctrines inappropriate. The party asserting issue preclusion has the burden of proving all of the elements necessary to establish its availability. Under California law, issue preclusion is available if (1) the issue sought to be precluded from relitigation is identical to that decided in a former proceeding; (2) the issue was actually litigated in the former proceeding; (3) the issue was necessarily decided in the former proceeding; (4) the decision in the former proceeding is final and on the merits; and (5) the party against whom preclusion is sought was the same as in privity with the party to the former proceeding. In re Plyam, 530 B.R. at 462. (Factors 1, 3 and 5 do not appear to be in dispute here.)

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CONT... DDC Group, Inc.

Chapter 11

Even when the party asserting issue preclusion establishes the five threshold factors, application of issue preclusion is discretionary rather than automatic. In re Lopez, 367 BR. at 107-08. In exercising that discretion, the trial court ordinarily needs to consider the circumstances of the particular case and whether application of the doctrine in that case is fair and consistent with the policies underlying the doctrine. Baldwin v. Kilpatrick (In re Baldwin), 249 F.3d 912, 919–20 (9th Cir. 2001).

Although the standard requires that a matter have been "actually litigated" that does not necessarily mean that there needs to have been a trial on the merits. California case law treats default judgments as having been actually litigated for this purpose. The court does not know what California law is on the subject of confessions of judgment and whether those are treated the same as default judgments. Neither party has briefed this issue.

Debtor also claims that it is not too late for it to appeal or move to vacate the sister state judgment. If this is the case, the court can grant relief from the automatic stay to give the debtor an opportunity to do that in state court. This might simplify the issue preclusion analysis by letting the state court address the preclusion issues in the first instance. However, even if the debtor succeeds in setting aside the California judgment, the court may still be faced with the question of whether or not to give preclusive effect to the Pennsylvania judgment, depending on the basis relied upon by the California court in deciding whether to vacate its sister State judgment. (For example, if the California state court granted the debtor's motion to vacate the sister state judgment on the ground that the PA confession of judgment was obtained by extrinsic fraud because YesLender never mentioned that the sale agreement contains what it describes as an obvious error as to the material terms of the agreement (the dollar amounts), such a finding would provide a sufficient basis for this court to decide that it is not required to give the judgment preclusive effect.)

It would be premature for this Court to opine on whether the debtor or YesLender is correct as to the effect of section 108 on the debtor's deadline to vacate the sister state judgment.

Continue the hearing to give the parties yet another opportunity to address the issues that the court has outlined in this tentative ruling -- whether the sister state judgment is entitled to preclusive effect as to the issue of the amount due YesLender and whether section 108(a) or section 108(b) applies to the debtor's deadline to seek to set aside the sister state judgment.

Party Information

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2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Defendant(s):

RDY Holdings LLC

Pro Se

Yes Lender LLC

Represented By
Larry D Webb

GTR Source LLC

Pro Se

Yellowstone Capital West LLC

Pro Se

Richmond Capital Group, LLC

Pro Se

Movant(s):

Yes Lender LLC

Represented By
Larry D Webb

Plaintiff(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

Adv#: 2:18-01312 DDC Group, Inc. v. RDY Holdings LLC et al

#208.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property),(91 (Declaratory judgment)) Complaint by DDC Group, Inc. against RDY Holdings LLC, Yes Lender LLC, GTR Source LLC, Yellowstone Capital West LLC, Richmond Capital Group, LLC.

fr. 12-11-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Revisit status of action after resolution of related matters on calendar.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Defendant(s):

RDY Holdings LLC

Pro Se

Yes Lender LLC

Represented By
Larry D Webb

GTR Source LLC

Pro Se

Yellowstone Capital West LLC

Pro Se

Richmond Capital Group, LLC

Pro Se

Plaintiff(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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10:00 AM

2:18-22888 Kevin Brian Washington

Chapter 7

#1.00 ORDER to show cause re dismissal for failure to comply with rule 1006(B) - installments - Debtor's 3rd payment was due 1/7/19 for \$100; Debtor's Final payment was due on 2/5/19 in the amount of \$95

Docket 13

***** VACATED *** REASON: VACATE OSC. OFF CALENDAR. NO APPEARANCE REQUIRED.**

Courtroom Deputy:

2/28/19 - Filing fee paid in full

Tentative Ruling:

Vacate OSC. Debtor has now paid in full. OFF CALENDAR. NO APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

Kevin Brian Washington

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Pro Se

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10:00 AM

2:18-23955 Raymond W. Yu

Chapter 7

**#2.00 Reaffirmation Agreement Between Debtor and U.S. Bank National Association
[Presumption of undue hardship]**

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is debtor driving the vehicle? If not, who is? Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? Hearing required.

Party Information

Debtor(s):

Raymond W. Yu

Represented By
Amanda G Billyard

Trustee(s):

Elissa Miller (TR)

Pro Se

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10:00 AM

2:19-10338 NES Apparel, Inc

Chapter 7

#3.00 Camfield Commerce Center LLC's Motion for Approval of Stipulation with the Chapter 7 Trustee pf Debtor's Estate for : A. Rejection of Unexpired Lease; B. Relief from Automatic Stay

Docket 10

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve stipulation. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

NES Apparel, Inc

Represented By
Hyong C Kim

Movant(s):

Allan Camfield Commerce Center

Represented By
Allan D Sarver

Trustee(s):

Sam S Leslie (TR)

Pro Se

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10:00 AM

2:18-18033 Clemmie Janet Graves

Chapter 7

#4.00 Trustee's Motion For Approval Of:

(I) Purchase/Sale Agreement Of Estates Interest In Personal Property [Debtors Claims/Causes Of Action Relating To State Court Lawsuit] Pursuant To 11 U.S.C. § 363

(II) Overbidding Process

Docket 15

***** VACATED *** REASON: MATTER RESCHEDULED TO 3/13/19 @ 10AM**

Courtroom Deputy:

2/4/19 - Notice of errata filed re: incorrect hearing date - Matter has been rescheduled to MARCH 13, 2019 @ 10AM;

Tentative Ruling:

OFF CALENDAR. MOTION RESCHEDULED TO MARCH 13, 2019 AT 10:00 A.M.

Party Information

Debtor(s):

Clemmie Janet Graves

Represented By
Onyinye N Anyama

Movant(s):

Rosendo Gonzalez (TR)

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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2:18-20076 Matthew Edward Wiltsey

Chapter 7

#5.00 Trustee's Motion for Order Compelling:

1) Turnover of Documents;

2) Debtor to Appear to the Section 341(a) Meeting of Creditors

fr. 1-9-19, 2-6-19

Docket 58

***** VACATED *** REASON: MATTER IS SET FOR 11AM.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for January 9, 2019:

If debtor wants to be in bankruptcy, he will need to appear for examinations and supply documents requested by the trustee. Grant motion. Court will use contempt powers if necessary to ensure compliance. Continue hearing to date after scheduled appearance/response to ensure that debtor complies with order.

Final Ruling for January 9, 2019:

341(a) meeting is scheduled for February 5, 2019. Court entered order granting motion insofar as it requested debtor to immediately turnover documents/information requested in motion and to appear at the continued 341(a) meeting on February 5, 2019. Court will conduct a continued hearing on February 6, 2019 at 11:00 a.m. to ensure compliance with the order.

Tentative Ruling for February 6, 2019:

Did debtor produce required documents and appear at 341(a) meeting on February 5, 2019? Hearing required.

OFF CALENDAR. MOVED TO 11 AM CALENDAR.

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10:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

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10:00 AM

2:15-18869 AL Relays, LLC

Chapter 7

#6.00 Trustee's Motion For Order Approving Procedures, Deadlines And Briefing Schedule For Sale Of Real Property Commonly Known As 65 Daly Road, East Northport, New York, Including Overbid Procedures And Proposed Expense Reimbursement, Procedures For Court Ruling On Bona Fide Prospective Purchaser Finding Under Cercla, And Other Bid Terms And Conditions
[OST]

Docket 280

Courtroom Deputy:

3/1/19 - Thomas Draghi, (516)622-9200, has been approved for telephonic appearance on 3/6/19 @ 10am

Tentative Ruling:

Court has a number of questions and concerns with regard to the bidding procedures that will be discussed on the record at the time of hearing.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J Cisz III
Philip W Allogramento
Ian Landsberg

Movant(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel

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CONT... AL Relays, LLC

Chapter 7

Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

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11:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#100.00 Order to Show Cause why Debtor should not be held in Contempt of Court for Failure to Comply with this Court's January 10, 2019 Order

Docket 71

Courtroom Deputy:

2/22/19 - R. Gibson Pagter, Jr. (714)541-6072 x 221, has been approved for telephonic appearance on 3/6/19 @ 11am

Tentative Ruling:

Court has not received a response from the debtor. Did he produce the required documents by February 20? Did he appear at the continued 341(a) meeting on March 5? Hearing required.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

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11:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#101.00 Trustee's Motion for Order Compelling:

1) Turnover of Documents;

2) Debtor to Appear to the Section 341(a) Meeting of Creditors

fr. 1-9-19, 2-6-19

Docket 58

Courtroom Deputy:

2/22/19 - R. Gibson Pagter, Jr. (714)541-6072 x 221, has been approved for telephonic appearance on 3/6/19 @ 11am

Tentative Ruling:

Tentative Ruling for January 9, 2019:

If debtor wants to be in bankruptcy, he will need to appear for examinations and supply documents requested by the trustee. Grant motion. Court will use contempt powers if necessary to ensure compliance. Continue hearing to date after scheduled appearance/response to ensure that debtor complies with order.

Final Ruling for January 9, 2019:

341(a) meeting is scheduled for February 5, 2019. Court entered order granting motion insofar as it requested debtor to immediately turnover documents/information requested in motion and to appear at the continued 341(a) meeting on February 5, 2019. Court will conduct a continued hearing on February 6, 2019 at 11:00 a.m. to ensure compliance with the order.

Tentative Ruling for February 6, 2019:

Did debtor produce required documents and appear at 341(a) meeting on February 5, 2019? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 6, 2019

Hearing Room 1539

11:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

Tentative Ruling for March 6, 2019:

Revisit status of this motion after conclusion of hearing on matter no. 100.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 6, 2019

Hearing Room 1539

2:00 PM

2:16-12760 Mike Omrani

Chapter 7

#200.00 Application for Compensation and Reimbursement of Expenses for Michael F Frank, Special Counsel, Period: 4/13/2016 to 1/7/2019
[Fees requested: \$6000, Expenses: \$500.00]

Docket 61

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees of \$24,000 (\$18,000 + \$6,000) and costs of \$710. Authorize payment of unpaid portion of these fees and costs (\$6,000 in fees and \$500 in costs). APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Mike Omrani

Represented By
Stella A Havkin

Movant(s):

Michael F Frank

Represented By
Michael F Frank

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 6, 2019

Hearing Room 1539

2:00 PM

2:17-22362 Golden Vista Construction Inc

Chapter 7

#201.00 Application for Compensation and Reimbursement of Expenses For Co-Counsel Stephen L Burton and Randolph Neel for Stephen L Burton, Debtor's Attorney, Period: 10/9/2017 to 9/13/2018
[Fees requested: \$69,197.66, Expenses: \$1,113.40]

Docket 88

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny application without prejudice. The notice of hearing had the incorrect time (2 am). Court instructed applicant to refile the notice with the correct information, but that was never done. The application has the incorrect street address for the Court.

Note to debtor: Court will not allow fees without prejudice to the bringing of an action for affirmative relief. If debtor would like to seek affirmative relief against counsel, it should bring the action now in bankruptcy court so that the bankruptcy court can ascertain whether and to what extent fees should be allowed to counsel or whether the debtor has affirmative claims against counsel.

Party Information

Debtor(s):

Golden Vista Construction Inc

Represented By
Jason Wallach

Movant(s):

Stephen L. Burton

Represented By
Stephen L Burton

Randolph L Neel

Represented By
Stephen L Burton

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, March 6, 2019

Hearing Room 1539

2:00 PM

CONT... Golden Vista Construction Inc

Chapter 7

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, March 6, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#202.00 Application for Compensation and Reimbursement of Expenses for Leslie A Cohen, Debtor's Attorney, Period: 9/16/2018 to 1/31/2019
[Fees requested: \$39,273.50, Expenses: \$977.69]

Docket 210

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$39,273.50 and costs of \$977.69. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, March 7, 2019

Hearing Room 1539

10:00 AM

2:19-10394 Heriberto Cayetano and Martha L. Cayetano

Chapter 7

#1.00 U.S. Trustee's Motion Seeking an Order requiring Debtors' Counsel of Record, Jesus L. Zuniga, to Disclose Compensation Pursuant to 11 U.S.C. Section 329

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is the US Trustee satisfied with the declaration received from debtor's counsel? Hearing required.

Party Information

Debtor(s):

Heriberto Cayetano

Represented By
Jesus L Zuniga

Joint Debtor(s):

Martha L. Cayetano

Represented By
Jesus L Zuniga

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, March 7, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#2.00 Confirmation Hearing re: Debtor's Altadena Lincoln Crossing LLC's Fifth Amended Plan of Reorganization dated March 7, 2018, as Modified November 30, 2018

fr. 1-23-19, 1-24-19

Docket 724

***** VACATED *** REASON: 2-20-19 - SIXTH AMENDED PLAN FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Rulings on Substantive Issues:

1. Grant EWB's request for judicial notice. Overrule objections thereto.
2. Deny request/overrule argument that feasibility cannot be assessed until EWB's appeal has been resolved. EWB did not obtain a stay pending appeal, so court will proceed with confirmation.
3. Allowance of \$600,000 exit fee was not intended to transform the fee from something other than an exit fee into a fee that is currently due and payable. Reject argument that it should be included in principal amount on which EWB is entitled to receive interest. Loan documents never contemplated that this fee would earn interest. This is a fee that, by definition, was to be paid at the time the obligation was paid off. The plan may retain the "exit fee" nature of this charge. Therefore, the debt service coverage ratio calculations in Ms. Nelson's expert report that use a higher figure for EWB's claim are inaccurate and the size of the necessary risk adjustment discussed below can be reduced in light of the additional interest that this fee represents.
4. Court will never be able to confirm a plan if it continues the hearing repeatedly to permit EWB to add attorneys' fees accrued through the present date. And an objection to plan confirmation is not the appropriate procedural vehicle for allowing EWB additional attorneys' fees. Plan or confirmation

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Los Angeles
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Thursday, March 7, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

order should contain provisions to permit the court to retain jurisdiction to resolve disputes concerning additional attorneys' fees due EWB. Once additional attorneys' fees have been allowed, they can be added to amount to be paid over plan term. Additional fees added to the principal amount of the claim will not have a material impact on the feasibility of plan and can therefore be resolved later.

5. Court rejects argument that there is an efficient market for a loan of this type. (This is not merely a factual issue. It is a mixed issue of fact and law, the legal issue being what this phrase means in the context of a chapter 11 case. And Nelson declaration provides sufficient factual support for this finding as well.) Court will use a Till/formula analysis -- starting with the prime rate and adjusting for risk. The base rate (the starting point) is the prime rate, not the 5, 7 or 10 year treasury rate. Moreover, as Tarter notes in a footnote, the lenders making loans in this allegedly efficient market would have required written confirmation that 24-hour fitness would renew its lease. We don't have that here. We also have an amortization over 30, rather than 25 years, interest only for the first year, initially a debt coverage ratio on the low end and a debtor with whom there is a significant history of resorting to bankruptcy filings in a number of which filings trustees were appointed based on the court's determination that there had been misconduct by the debtor's principals. There needs to be a risk adjustment above the prime rate. Note: It is significantly easier for the court to assess feasibility with a fixed rate. Court will calculate a fixed rate of interest.

6. If debtor is confident that this plan is feasible, plan should include provisions that prohibit subsequent filing or permit EWB to have relief from stay in subsequent bankruptcy case. Court does not want to see this case back in bankruptcy at a future date. (If the Court increases the interest rate, the debt coverage ratios will be even worse and feasibility even more questionable absent such provisions.) Recall that feasibility means that confirmation is not likely to be followed by a need for liquidation or reorganization not contemplated by the plan. Provisions contained in the plan (or the confirmation order) that contemplate a liquidation/foreclosure by EWB in the event of default and prevent a further restructuring of the obligation in a future bankruptcy case satisfy the feasibility requirement.

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Thursday, March 7, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

7. Require debtor to submit an additional declaration disclosing compensation arrangements for Greg Galletly.

8. With regard to the \$57,000 credit that the debtor claims against amounts due EWB, the debtor is the primary obligor with regard to this obligation. The debtor owed EWB significantly more than this amount. The fact that EWB may have applied certain payments against default interest does not change the fact that the debtor owed amounts that were not default interest to EWB. This amount should be treated as a credit against payments to be made to the BGM affiliate to whom reimbursement is now due.

Rulings on Evidentiary Objections:

Schultz Declaration

Overrule evidentiary objections. Deny motion to strike as moot. Witness has adequately established his expertise in the required areas and has laid an adequate foundation for his testimony. EWB is free to cross-examine witness or dispute his testimony with expert or other testimony of its own, but his testimony is admissible.

Barclay Declaration

Overrule objections and deny motion to strike. Ms. Barclay prepared certain projections and explains in her declaration how she prepared them and the assumptions that she made in preparing them. If EWB believes the assumptions are unreliable, it can attempt to prove that with its own evidence or through cross-examination, but her projections and calculations are admissible.

Galletly Declaration:

1. Sustain (relevance).
2. Sustain (best evidence)
3. Sustain (relevance)
4. Sustain (relevance)
5. Sustain (relevance)
6. Overrule
7. Overrule
8. Overrule

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Thursday, March 7, 2019

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10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

9. Sustain (relevance)
10. Overrule
11. Overrule
11. Overrule (there are two objection #11s)
12. Overrule
13. Overrule
14. Overrule
15. Overrule

Tarter Declaration:

1. Overrule (witness is merely listing the documents he reviewed/considered)
2. Overrule
- 3-9. Sustain (Court does not believe that the lender's typical yield or cost of funds are relevant considerations in a cram down interest rate analysis. Moreover, the loan yields reflected are the lenders actual loan yields, not the loan yields for which it contracted. Unless 100 percent of its borrowers pay on time in accordance with loan terms, the contractual rate for which the lender bargained is likely to be higher than the actual loan yield.)

SEE TENTATIVE RULING FOR MATTER NO. 3.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, March 7, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#2.10 Confirmation Hearing re: Debtor's Altadena Lincoln Crossing LLC's Sixth Amended Plan of Reorganization dated February 20, 2019

Docket 812

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At January 23 and 24, 2019 hearings, court directed debtor to increase interest rate for EWB to 6.5 percent and to include a \$1.5 line of credit or letter of credit or other source of funds to cover anticipated shortfalls in addition to the BGM Pasadena subordination. Debtor was directed to do the following by February 20, 2019:

- (1) file and serve Galletly declaration re sources and methods of compensation;
- (2) file and serve amended plan that has the additional credit availability and provides that debtor cannot file a new bankruptcy (and/or that the automatic stay will not apply to EWB's loan/collateral) unless and until the obligation to EWB has been paid in full;
- (3) verify that the amended plan contains procedures for "truing up" the amount of EWB's attorneys' fees at some later date;
- (4) deliver to the bank documentation/backup concerning the manner in which debtor intends to provide the additional \$1.5M in credit availability.

Supplemental oppositions will be due by March 4, 2019. Trial continued to March 7, 2019 at 10:00 a.m.

Tentative Ruling for March 7, 2019:

Rulings on Evidentiary Objections:

Objections to Pulos' Declaration

1. Overrule. This is merely background information.

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Thursday, March 7, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

2. Sustain to the extent that debtor is attempting to use this declaration to prove the terms of the promissory note or related documents. Overrule to the extent that this is being offered as testimony that declarant intends to perform his obligations under the agreements.
3. Sustain to the extent that debtor is attempting to use this declaration to prove the terms of the promissory note or related documents. Overrule to the extent that this is being offered as testimony that declarant intends to perform his obligations under the agreements.
4. Sustain to the extent that debtor is attempting to use this declaration to prove the terms of the promissory note or related documents. Overrule to the extent that this is being offered as testimony that declarant intends to perform his obligations under the agreements.
5. Overrule.

Objections to Galletly Declaration:

1. Overrule.
2. Overrule.
3. Sustain (best evidence rule).
4. Sustain (best evidence rule).
5. Sustain to the extent that declarant is attempting to testify as to the contents of the agreement. Overrule to the extent that declarant is authenticating Exhibit 4 and explaining what it is/why he procured it.

Objections to Barclay Declaration:

Deny motion to strike. Overrule general objections to exhibits.

1. Overrule. Increasing the amount of the projection as to the cost of improvements makes the projection more realistic and conservative in light of questions raised previously as to whether this amount would be sufficient. Declarant is not testifying that this amount would be sufficient.
2. Overrule. Declarant is testifying as to what she did to the projections. Declaration does not establish (and does not purport to establish) that the assumption made is reasonable or reliable.
3. Overrule. See paragraph 2.
4. Overrule. Declarant is testifying as to the math resulting from the interaction between the projections and the appraisal.
5. Overrule. See paragraph 4.

Rulings on EWB's Substantive Objections:

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Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

1. Court agrees that there is a problem with the monetary backstop. Debtor should not have to rely on SF Red to request funds and turn them over to the debtor. Debtor should be entitled to draw upon this line of credit directly (thereby giving rise to a repayment obligation on the part of SF Red). (Pulos and his wife should sign the documents and rights should run directly to the debtor.) The line of credit cannot terminate until all plan payments have made. What happens if SF Red fails to make the required monthly payments? Does this constitute a breach that relieves Pulos from any obligation to sequester or advance funds? And where is the document that actually obligates Pulos to fund? We have the promissory note/security agreement in which SF Red agrees to repay funds borrowed from Pulos and the capital funding agreement, in which SF Red agrees to put money into the debtor, but where is the document that imposes obligations on Pulos? Court agrees that funding agreements should not be modified without notice to, and consent from, EWB or the court.

2. The nonmonetary backstop is not sufficient. There is no prohibition on refiling until all plan obligations are paid and there is no assurance that EWB will have relief from stay in any future bankruptcy. Provisions evaporate once a final decree is entered (which is not synonymous with payment in full) and only come into play if EWB applies for and obtains relief from stay.

3. Court agrees that Galletly declaration does not provide all of the additional information requested by the Court. How much is currently outstanding? How often does Galletly receive how much? Has he ever repaid any of the advances?

4. Court is fine with Ms. Barclay's having included additional assumptions in the new projections, as these new assumptions appear intended to address holes that the Court found in the prior sets of projections (that is, expenses that were omitted).

5. Discuss procedures with parties re attorneys' fees. Court did not intend to say that the debtor would only get a credit for the attorneys' fees that the Court awarded if it prevailed on appeal. There is no stay pending appeal. Therefore, unless and until this Court's prior orders are reversed, the debtor is entitled to a credit against the attorneys' fees that EWB seeks to add to its

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Thursday, March 7, 2019

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10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

claim and EWB may not include in its claim attorneys' fees attributable to litigating the claim objection. We should do an initial calculation shortly after confirmation, if the plan is confirmed, and can make adjustments later if and when any appellate decision requires a reanalysis.

6. Court will not revisit the "exit fee" issue.

NOTE: After Court issued this tentative ruling, it received a copy of the district court's opinion on appeal reversing its ruling on the disallowance of the default interest provisions and remanding for further proceedings. Discuss with the parties impact of this ruling and set dates for future proceedings.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, March 7, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#3.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-31-17, 6-14-17, 8-2-17, 10-4-17, 10-18-17, 11-29-17, 1-31-18, 2-28-18,
5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18, 1-23-19, 1-24-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/22/17 -- Court granted motion setting bar date of August 9, 2017.

Tentative Ruling for May 31, 2017:

Continue case status conference to date that can serve as date of hearing on disclosure statement, unless debtor plans to commence payments instead of filing plan on 90th day.

Tentative Ruling for June 14, 2017:

Debtor has now filed plan and disclosure statement. Continue case status conference to date of hearing on disclosure statement.

Tentative Ruling for August 2, 2017:

Continue case status conference to date of continued hearing on disclosure statement.

8/31/17 -- Court signed order continuing hearing to October 18, 2017 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for October 10, 2018:

Revisit status of case after conclusion of related matters on calendar.

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10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Tentative Ruling for October 24, 2018:

Continue case status conference to date and time of confirmation hearing.

Tentative Ruling for March 7, 2019:

Revisit status of case after conclusion of confirmation hearing.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By

Lisa Lenherr

Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, March 12, 2019

Hearing Room 1539

10:00 AM

2:18-23796 Hye Ran Lawida

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2008 Ford Coachmen Freedom Express Series M-31 SS VIN#1FDXE45S6DB28198

MOVANT: BANK OF INTERNET

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Hye Ran Lawida

Represented By
Michael H Yi

Movant(s):

Bank of Internet

Represented By
Alexander K Lee

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, March 12, 2019

Hearing Room 1539

10:00 AM

2:18-24918 Blanca Lucia Santisteban

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Chevrolet Trax, VIN # 3GNCJKSB7JL301865

MOVANT: AMERICREDIT FINANCIAL SERVICES, INC.

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Blanca Lucia Santisteban

Represented By
Julie J Villalobos

Movant(s):

Americredit Financial Services,

Represented By
Mandy D Youngblood
Jennifer H Wang

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
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Los Angeles
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Tuesday, March 12, 2019

Hearing Room 1539

10:00 AM

2:19-10375 Yobani Guillen

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 Hyundai Elantra, VIN # 5NPDH4AE7DH359222

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 9

Courtroom Deputy:

3/6/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 3/12/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Yobani Guillen

Represented By
Barry E Borowitz

Movant(s):

Santander Consumer USA Inc.

Represented By
Jennifer H Wang

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, March 12, 2019

Hearing Room 1539

10:00 AM

2:19-10585 Sandy Jasmin Lopez

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Lexus IS300
VIN# JTHBA1D29J5078707

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sandy Jasmin Lopez

Represented By
Sina Maghsoudi

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, March 12, 2019

Hearing Room 1539

10:00 AM

2:12-38686 Isabel Bonilla

Chapter 7

#5.00 Motion for Enforcement, Extension or Imposition of Automatic Stay,. Request for an Order to Show Cause why Creditor Partners for Payment for Relief De III LLC, Should not be held in Contempt for Violation of the Automatic Stay and Request for Declaratory and Injunctive Relief by Debtor Isabel Bonilla

fr. 2-26-19

Docket 33

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 26, 2019:

Court rejects the argument that the foreclosure sale was void because the deed was not recorded within 15 days after the sale. Cal. Civ. Code section 2924h(c) (paragraph 2) states that, if the deed is recorded within 15 days after the sale, the date of the sale will be deemed to be 8:00 a.m. on the date the sale was conducted. That's it. The section is about whether the date of the sale is the recordation date or the auction date. There is nothing in the code section that voids a sale if the deed is not recorded within this 15 day period. The implication of the section is that, if the recordation does not occur within this "relation back" period, it will be deemed to have occurred on a different date -- presumably on the date of the actual recordation, as distinguished from on the date the auction occurred.

Movant asks that the lender be held in contempt and that sanctions and punitive damages be imposed, yet there is no evidence in the motion that the lender even knew of the existence of the bankruptcy. Did debtor ever advise lender of the bankruptcy filing? The address used on the schedules had neither a zip code nor a suite number. Was mail ever delivered to this address? In the absence of evidence that the violation was knowing and willful, court will not hold anyone in contempt or impose any damages.

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10:00 AM

CONT... Isabel Bonilla

Chapter 7

Debtor states that she is (and has always been) current on the first deed of trust, but the deed of trust that was foreclosed upon was the junior deed of trust. Was debtor current on the payments under her second deed of trust prior to the foreclosure sale? Has debtor been making payments on the junior deed of trust since the foreclosure sale? If not, why not?

Hearing required.

Final Ruling for February 26, 2019:

Continue hearing to March 12, 2019 at 10:00 a.m. Debtor should serve notice of hearing and send entire package by FedEx to Partners for Payment by February 27, 2019 and to state court attorneys in unlawful detainer action by email by February 27, 2019. Notice of hearing should advise them that oppositions will be due by March 5, 2019.

Tentative Ruling for March 12, 2019:

Debtor has now served papers in the manner instructed by the Court. Court has not received a response.

Bankruptcy was filed on August 22, 2012. Partners for Payment ("Partners") was listed on the debtors schedules, but without a suite number or a zip code.

The notice of default attached to the debtor's declaration is dated/recorded April 23, 2002. This is before the debtor's bankruptcy was filed and is not a violation of the automatic stay. The trustee's sale deed attached to debtor's declaration was recorded September 12, 2012. Debtor did not receive her discharge until February of 2013, so this deed of sale was recorded in violation of the automatic stay.

Court will not hold creditor in contempt, as there is no evidence in the record that it actually knew of the pendency of the bankruptcy case, but the court will enter an order declaring the September, 2012 foreclosure sale and trustee's sale deed null and void as the sale occurred in violation of the automatic stay.

The Court notes, however, that no steps were taken in the bankruptcy that

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Hearing Room 1539

10:00 AM

CONT... Isabel Bonilla

Chapter 7

had the effect of avoiding the junior lien against the property and that, based on this record, it appears that the junior lienholder retained its lien against the property and was free to continue its foreclosure after the bankruptcy case was closed.

Party Information

Debtor(s):

Isabel Bonilla

Represented By
Martha E. Romero

Movant(s):

Isabel Bonilla

Represented By
Martha E. Romero

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, March 12, 2019

Hearing Room 1539

2:00 PM

2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#200.00 Status Conference re: 14(Recovery of money/property - other) Complaint For Damages by Chris Baumann , Durga Baumann against Jose Jesus Puentes, Miguel Gutierrez , VIP Real Estate Firm , Does 1- 10

fr. 1-8-19

Docket 1

Courtroom Deputy:

12/28/18 - Request that Clerk issue another summons and notice of status conference filed. However, the summons has not been issued yet as the status conference is less than 2 weeks away. Once the new status conference date has been established the Clerk will issue another summons accordingly.

1/9/19 - Another Summons issued.

Tentative Ruling:

The Court will not serve a summons and complaint on any of the defendants. Once the plaintiff receives the additional/replacement/alias summons, it is the obligation of the plaintiff to serve the summons before it becomes stale.

Has an alias summons been issued? Has it been served on all remaining defendants? The parties who completed the status report both indicated that they would like this matter sent to mediation. Discuss timing of mediation with the parties.

2/11/19 -- Court granted ex parte application extending deadline for defendants Gutierrez and VIP Real Estate to respond to complaint to **March 8, 2019 (rather than March 11, 2019). (Order to this effect approved February 27, 2019.)**

Tentative Ruling for March 12, 2019:

**United States Bankruptcy Court
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Tuesday, March 12, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Have defendants now filed answers to complaint? Parties both requested mediation. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Represented By
Jessica Rosen

VIP Real Estate Firm

Represented By
Jessica Rosen

Does 1- 10

Pro Se

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, March 12, 2019

Hearing Room 1539

2:00 PM

2:18-15497 Evelyn Yangmi Kim

Chapter 7

Adv#: 2:18-01262 Jindi Fshion INC, a California Corporation v. Kim

#201.00 Order to Appear and Show Cause why Defendant's Answer Should Not Be Stricken and Plaintiff Allowed to Proceed By Way of Default

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has not received a response to its OSC, but has reviewed plaintiff's declaration setting forth the efforts of plaintiff's counsel to cause defendant to participate in the preparation of a joint status report and to meet and confer as required by the local bankruptcy rules and the Federal Rules of Bankruptcy Procedure. These efforts have not proven successful.

Enter order striking defendant's answer and permitting plaintiff to proceed by way of default.

Party Information

Debtor(s):

Evelyn Yangmi Kim

Represented By
Dale J Park

Defendant(s):

Evelyn Yangmi Kim

Pro Se

Plaintiff(s):

Jindi Fshion INC, a California

Represented By
Yong Bom Lee
Hyong C Kim

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:18-15497 Evelyn Yangmi Kim

Chapter 7

Adv#: 2:18-01262 Jindi Fshion INC, a California Corporation v. Kim

#202.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by Jindi Fshion INC, a California Corporation against Evelyn Yangmi Kim

fr. 10-16-18, 1-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Evelyn Yangmi Kim

Represented By
Dale J Park

Defendant(s):

Evelyn Yangmi Kim

Pro Se

Plaintiff(s):

Jindi Fshion INC, a California

Represented By
Yong Bom Lee
Hyong C Kim

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#203.00 Status Conference re: Order to Show Cause re: Contempt why Defendant Clark Baker should not be held in contempt for failing to comply with this court's 10/5/17

fr. 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19

Docket 339

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 8, 2018:

Rulings on Plaintiff's Evidentiary Objections:

(Court has numbered individual objections interposed by plaintiff.)

1. Sustain.
2. Sustain.
3. Overrule.
4. Overrule.
5. Overrule.
6. Overrule.
7. Sustain.
8. Sustain.
9. Sustain.
10. Sustain.
11. Overrule.
12. Overrule.
13. Overrule.
14. Overrule.
15. Overrule.

Tentative Ruling on Merits:

Baker has fundamentally misconstrued what the court has ordered. The

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CONT... CLARK WARREN BAKER

Chapter 7

Court did not order Baker to provide Anderson with access to what Pickrell read or to emails that Baker has determined are relevant. The Court ordered Baker to provide Anderson with access to the same sources to which Pickrell was given access. The scope of the court's order is not limited to emails that Baker has decided relate to this litigation. Plaintiff should be given access to the email systems that Baker has used so that plaintiff can ascertain whether there are additional emails and files that Baker has attempted to prevent him from seeing. Further Baker does not sufficiently address or refute plaintiff's contention that he has deleted emails for which he has not accounted. Baker's testimony concerning the amount of spam he receives and the spam he deleted is insufficient to account for the large quantity of data that appears to have vanished.

Court is inclined to enter the proposed form of order lodged by Baker, or at least significant portions of it; however, there is a problem. An OSC re contempt must be specific as to the possible sanctions to be imposed if a party is found in contempt and needs to be specific as to the allegedly contemptuous conduct.

Court will need to issue a new form of OSC that sets forth possible sanctions that may be imposed. Discuss with parties form of that order.

Final Ruling for May 8, 2018:

See written order entered June 27, 2018.

Tentative Ruling for June 27, 2018:

Court has signed a simplified and streamlined version of the proposed order lodged by the plaintiff last week; however, inasmuch as the form of that order was disputed and it wasn't even signed until June 26, 2018, the court modified the deadlines set forth in that order to give defendant the same amount of time to comply as had been originally envisioned by the Court. The new dates set forth in that order include restoration by July 27, 2018, filing of the compliance declaration by August 3, 2018, service of reply papers by August 10, 2018 and a hearing on the OSC on August 16, 2018 at 10:00 a.m.

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CONT... CLARK WARREN BAKER

Chapter 7

Accordingly, this hearing should be continued to (or set for) August 16, 2018 at 10:00 a.m.

Tentative Ruling for August 16, 2018:

Defendant has not filed an opposition or response to this Court's June 26, 2018 OSC (the "OSC") and has not filed the compliance declaration that was due August 3, 2018. Thus, defendant has not offered the court any evidence to support the conclusion that he restored the required data by July 27, 2018 or sent out the preservation notices by July 27, 2018 to the vendors and witnesses listed on attachments D and E of the OSC (or any of the other parties identified in paragraph 18(a) of the OSC). Nor has the defendant offered the Court any evidence to support the conclusion that he is unable to restore the required data.

Enter an order:

- 1) making the factual findings set forth in paragraphs 3(a) through (g) of the OSC;
- 2) holding defendant in civil contempt and imposing monetary sanctions against him in an amount sufficient to compensate plaintiff for the cost of bringing multiple motions designed to compel him to cooperate in discovery. (Has plaintiff filed a declaration authenticating attorneys' fee statements setting forth fees and costs attributable to this work?)
- 3) continuing the hearing on whether to refer defendant to the US Attorney for criminal prosecution until after the court has heard the report of the neutral expert;
- 4) continuing the hearing on whether to make a report and recommendation to the district court that defendant be held in criminal contempt until after the court has heard the report of the neutral expert;
- 5) appointing a neutral expert by entering an order substantially in the form attached as Exhibit J to the OSC; and

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CONT... CLARK WARREN BAKER

Chapter 7

6) making the findings set forth in paragraphs 12(a) through (i) of the OSC and prohibiting Baker from raising or contesting any of these findings or offering any evidence or argument contrary to these findings.

Final Ruling from August 16, 2018:

Having found that the defendant had failed to take various required steps, the Court entered an order on August 16, 2018, making certain findings of fact, prohibiting Baker from disputing these findings, allowing plaintiff his attorneys' fees and costs in an amount to be determined at a hearing scheduled for September 27, 2018, after giving the defendant an opportunity to review and respond to the amounts requested for which the court set a briefing schedule and directing the appointment of a neutral expert pursuant to a separate order entered September 6, 2018. Continued hearing on amount of fees and expenses set for September 27, 2018 at 2:00 p.m.

Tentative Ruling for September 27, 2018:

Overrule evidentiary objections. Disallow any additional reimbursement for preparing a reply brief. Defendant's opposition does not warrant a response. Baker has not objected to any of the specific fees or expenses requested by plaintiff and does not raise any arguments as to the reasonableness of the fees or expenses requested.

Disallow administrative fees of 3.5 percent. Court does not permit reimbursements to be calculated in this manner. Court will not reimburse for Bovitz and Spitzer's fees without a copy of that firm's billing statement, which does not appear to have been included in papers filed by plaintiff.

The Court having granted plaintiff's motions to compel discovery and having found that (1) defendant's conduct necessitated the bringing of multiple motions to compel discovery and to compel compliance with orders granting those motions; (2) movant attempted in good faith to obtain compliance before bringing these motions; (3) defendant's failure to respond to prior orders was not substantially justified; and (4) there are no other circumstances that would make it unjust for the court to impose plaintiff's costs for bringing and prosecuting these motions upon the defendant,

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CONT... CLARK WARREN BAKER

Chapter 7

pursuant to FRCP 37(1)(5), made applicable herein by FRBP 7037, allow costs of \$686.46 and fees of \$132,633.25.

Tentative Ruling for December 11, 2018:

Order imposing sanctions entered September 28, 2018 set a continued hearing for December 11, 2018 at 2:00 p.m. and provided that "This hearing shall be a holding date; the Court will schedule further briefing and hearing on the Continued Matters (as defined in this Court's August 16, 2018 Order) after it has received and reviewed the report of the neutral expert."

Court has received and reviewed the neutral expert's initial progress report, but it appears from that report that no substantive analysis of the data obtained from defendant has yet occurred. To date, the experts efforts appear to have been focused on obtaining and imaging/preserving the data on the defendant's devices. The expert has not yet begun searching for material that may be relevant to this matter.

Discuss with expert and the parties timeline and next steps in this action.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Order imposing sanctions entered September 28, 2018 set a continued hearing for December 11, 2018 at 2:00 p.m. (later continued to January 8, 2019 by stipulation) and provided that "This hearing shall be a holding date; the Court will schedule further briefing and hearing on the Continued Matters (as defined in this Court's August 16, 2018 Order) after it has received and reviewed the report of the neutral expert."

Court has received and reviewed the neutral expert's initial progress report, but it appears from that report that no substantive analysis of the data obtained from defendant has yet occurred. To date, the experts efforts appear to have been focused on obtaining and imaging/preserving the data on the defendant's devices. The expert has not yet begun searching for

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CONT... CLARK WARREN BAKER

Chapter 7

material that may be relevant to this matter.

Discuss with expert and the parties timeline and next steps in this action. Deny motion to strike. Defendant will be given an opportunity to respond when court sets briefing schedule.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time. OFF CALENDAR FOR MARCH 12, 2019.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
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2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#204.00 Plaintiff James Murtagh, M.D.'s Motion For Order:

(A) Directing Neutral Expert To Turn Over to Bruce Anderson All Data Acquired In This Case

(B) For Related Relief

Docket 411

***** VACATED *** REASON: CONT'D. TO 4/2/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/6/19 -- Court granted motion to continue hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Movant(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

James Murtagh

Represented By
David P Bleistein

**United States Bankruptcy Court
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CONT... CLARK WARREN BAKER

Chapter 7

Lisa Hiraide

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
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2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#205.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19

Docket 1

*** VACATED *** REASON: CONT'D. TO 4/2/19 @ 10AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- September 27, 2016 at 2:00 p.m.

L/D to file joint status report -- September 13, 2016

Discovery cutoff -- September 30, 2016

L/D to lodge order appointing mediator -- June 17, 2016

Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

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CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 13, 2017.

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CONT... CLARK WARREN BAKER

Chapter 7

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status report that should have been filed two weeks before status conference?

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2:00 PM

CONT... CLARK WARREN BAKER

Chapter 7

APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

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2:00 PM

CONT... CLARK WARREN BAKER

Chapter 7

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, March 13, 2019

Hearing Room 1539

10:00 AM

2:18-18033 Clemmie Janet Graves

Chapter 7

#1.00 Trustee's Motion For Approval Of:

(I) Purchase/Sale Agreement Of Estates Interest In Personal Property [Debtors Claims/Causes Of Action Relating To State Court Lawsuit] Pursuant To 11 U.S.C. § 363

(II) Overbidding Process

fr. 3-6-19

Docket 15

Courtroom Deputy:

2/4/19 - Notice of errata filed re: incorrect hearing date - Matter has been rescheduled to MARCH 13, 2019 @ 10AM;

3/12/19 - Onyinye Anyama, (562)645-4500, has been approved for telephonic appearance on 3/13/19 @ 10am

Tentative Ruling:

Court will not conduct a claim estimation proceeding before permitting the trustee to sell whatever rights the debtor may have against State Farm. Sale will be on an as-is, where is basis. Court is not going to perform the due diligence for a prospective purchaser. If, in fact, the claim isn't worth anything, it is clearly in the best interest of the estate to sell it to anyone willing to pay money for it.

State Farm is not a creditor asserting a claim against the debtors. As the prospective defendant in the action, it does not have standing to complain that an insufficient amount is being paid to the estate in exchange for this sale. (And State Farm is in a better position than anyone else to assess whether this claim has value or not. State Farm was involved in the transaction and should be well versed with the facts and circumstances that either do, or do not, give rise to a bad faith claim against it.)

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10:00 AM

CONT... Clemmie Janet Graves

Chapter 7

Moreover, in light of the limited amount of claims that have been filed to date and the manner in which the proposed sale is structured, at present, it appears that the proposed sale will generate enough to satisfy claims and the debtor's exemption in full. Creditors do not stand to benefit from the trustee's selling this asset at a higher price. And it should be noted that the estimation of a claim in bankruptcy and all of the authorities and statutes cited by State Farm in its opposition refer to the definition, allowance and estimation of claims AGAINST the estate, not claims held by the estate.

At hearing on motion to dismiss adversary proceeding that purchaser filed against debtor, debtor represented that State Farm has agreed to pay purchasers' \$7M claim in full. Is this an accurate representation? If so, what if any value is there to the agreement of purchasers to waive this (unfiled) claim? If not and there is value to the claim waiver, how could any other overbidder deliver comparable value? (Trustee reports that, as of the date of the declaration (January 31, 2019), four claims had been filed in the case totalling \$2,168.26. That does not appear to be correct. On January 23, 2019, Navient Solutions filed a proof of claim for \$7,142.38.)

Is it the trustee's intention that any prospective overbidder should be required to increase its bid if the debtor successfully asserts an exemption with regard to the proceeds of sale so that any overbid would be comparable?

Are there any parties interested in overbidding?

Hearing required.

Party Information

Debtor(s):

Clemmie Janet Graves

Represented By
Onyinye N Anyama

Movant(s):

Rosendo Gonzalez (TR)

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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CONT... Clemmie Janet Graves

Chapter 7

**United States Bankruptcy Court
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Wednesday, March 13, 2019

Hearing Room 1539

10:00 AM

2:18-23844 Judith Anne Sanchez

Chapter 7

#2.00 Debtor's Motion to Avoid Lien 6505506.92 with Estate of Anthony H. Gonzales (Alma Darnell, Administrator with Will Annexed) with Sch C (Debtor's Homestead Exemption)

Docket 27

Courtroom Deputy:

3/11/19 - George Paukert, (310)850-0231, has been approved for telephonic appearance on 3/13/19 @ 10am

Tentative Ruling:

Court agrees that there is insufficient evidence as to the balance outstanding on the consensual loan as of the time the petition was filed. However, court is satisfied with the valuation evidence provided, even though it is hearsay. Court will not require the debtor to obtain a declaration from the appraiser.

However, court needs to ascertain whether debtor holds a 25 percent or a 50 percent interest in the property (or some other amount), as that will affect the outcome of the motion. Creditor's lien is for more than \$6.5M. This will impair the debtor's homestead exemption. It is unclear why the creditor believes that the existence of surplus equity of \$208,000 more than the amount necessary to pay the debtor's homestead exemption means there is no impairment. That is not how section 522(f) works. The lien must be avoided *to the extent* that it impairs the exemption. In other words, creditor may retain a lien to the extent that there is equity in the property above and beyond the amount of the homestead exemption, but the remainder of the lien must be avoided. Court needs to have the correct figures for the lien balance and the percentage ownership to calculate how much of a lien the creditor is entitled to retain.

Hearing required.

Party Information

Debtor(s):

Judith Anne Sanchez

Represented By

**United States Bankruptcy Court
Central District of California
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10:00 AM

CONT... Judith Anne Sanchez

Chapter 7

George J Paukert

Movant(s):

Judith Anne Sanchez

Represented By
George J Paukert

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, March 13, 2019

Hearing Room 1539

11:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#100.00 Status Conference re: Chapter 7 Involuntary Petition Against a Non-Individual
fr. 12-19-18, 2-6-19

Docket 1

***** VACATED *** REASON: OFF CALENDAR. APPEARANCES
WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 19, 2018:

This case was recently reassigned to Judge Bluebond. It does not appear that an order directing the parties to submit a status report was ever entered or served.

Summons was served on November 7, 2018 and provides that a response is due within 21 days after service of summons. Docket does not reflect the filing of a response to the summons. Enter order for relief.

Has an interim trustee been appointed? Does the US Trustee anticipate that the interim trustee will be appointed chapter 7 trustee?

Hearing required.

Final Ruling for November 19, 2018:

Debtor failed to controvert petition in a timely manner. Court will enter an order for relief and will include date of continued status conference in order. Order will direct debtor or its principals to fulfill the debtor's duties, including the filing of schedules, etc. Chapter 7 trustee should file and serve a status report by January 30, 2019.

Tentative Ruling for February 6, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 13, 2019

Hearing Room 1539

11:00 AM

CONT... **Bricks Hospitality Group, L.L.C.**

Chapter 7

If Admire would like the Court to take some action with regard to this bankruptcy or the Gong bankruptcy case, it will need to bring a motion requesting an order granting whatever remedy Admire is hoping to impose. In the meantime, the Court appreciates the trustee's status report and expects the trustee to continue his efforts to analyze available assets and administer them in a manner that will serve the best interest of the estate.

Is the court correctly reading the certificate of insurance provided by the debtor? Does it reflect that coverage went into effect on January 25, 2019 -- the date before the "latest" fire occurred on the property? Discuss with parties the current state of the property and what the trustee intends to do with the property pending the outcome of his adversary proceeding against co-owners and any possible sale. Hearing required.

(Court has entered order for relief. This is no longer an involuntary case.)

Tentative Ruling for March 13, 2019:

Debtor claims to be thinking about whether to move to convert this case to chapter 11, but has not yet filed any such motion. In the interim, this is now a chapter 7 case being administered by a chapter 7 trustee. Court does not ordinarily conduct periodic status conferences in chapter 7 case. Therefore, take status conference off calendar. APPEARANCES WAIVED ON MARCH 13, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 13, 2019

Hearing Room 1539

11:00 AM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

**#101.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 12-12-18**

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date.

12/17/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 8, 2019

Cont'd status conference -- March 13, 2019 at 11:00 a.m.

L/D to file status report -- February 27, 2019

Tentative Ruling for March 13, 2019:

Are any prospective purchasers showing interest in the debtor's property? If not, how do the debtors explain this?

Were there any surprises among the claims filed by the bar date?

Hearing required.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 13, 2019

Hearing Room 1539

11:00 AM

CONT... Herbert W. Gains and Beth A. Gains

Chapter 11

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:09-10720 David Leonard Ross

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Rubin v. Ross

MOVANT: C/O J. ALEXANDRA RHI HEMAR, ROUSSO & HEALD LL CIRA
ROSS QDT

Docket 176

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Denial of this motion would NOT be dispositive of the movant's adversary proceeding against the debtor. The 9th Circuit held in Spirtos v. Moreno (In re Spirtos), 221 F.3d 1079 (9th Cir. 2000), that section 108(c) of the Bankruptcy Code tolls the time for a judgment creditor to renew his judgment. The 10 years had not elapsed at the time the bankruptcy was filed and will remain tolled until 30 days after the stay terminates.

It is unclear whether relief from stay is actually required here or whether the judgment creditor could have renewed his judgment even without relief, but the Circuit has made clear that the deadline to do is subject to tolling under section 108(c) and that movant is not required to renew his judgment while the stay is in effect.

Grant movant relief from stay to the extent necessary to permit movant to renew his judgment and judgment liens. Leave stay in effect with regard to all other enforcement efforts.

Party Information

Debtor(s):

David Leonard Ross

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... David Leonard Ross

Chapter 7

Benjamin Nachimson
Seyed Mohammad R Kazerouni
Michael L Tusken

Movant(s):

c/o J. Alexandra Rhi Hemar, Rousso

Represented By
J. Alexandra Rhim

Trustee(s):

James L Brown (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:19-11524 Austeene G Cooper

Chapter 7

#2.00 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) 1831 Benedict Canyon Dr., Beverly Hills, California 90210-2006

MOVANT: THE BANK OF NEW YORK MELLON

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion for an order confirming that no stay went into effect, as this is the third bankruptcy case pending for this debtor within the year. In addition, make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

(Case has already been dismissed, but motion was served before dismissal and is not moot, due to nature of relief requested.)

Party Information

Debtor(s):

Austeene G Cooper

Pro Se

Movant(s):

The Bank of New York Mellon fka

Represented By
Erin M McCartney

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#3.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: State Court Action

MOVANT: INTERNATIONAL FIDELITY INSURANCE COMPANY

Docket 95

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Movant has not brought a 523 action against the debtor and the deadline to file 727 actions has been extended to April 12, 2019. Continue hearing until after April 12, 2019, as there will be no need to grant relief from stay to permit claims against the debtor to be litigated unless someone files a timely action objecting to the debtor's discharge. (If the claim will be discharged, debtor will not need to incur expense litigating any defenses that she may assert to allowance of the movant's claim.)

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Movant(s):

International Fidelity Insurance

Represented By
Teresa L Polk
Robert J Berens

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:18-20328 Manocher Majidzadeh

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 4740 Parak Granada, Unit 247, Calabasas, CA 91302 .

MOVANT: SETERUS INC,

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is there even an automatic stay here? It appears that the debtor quitclaimed his entire interest in the property to someone else in July of 2017 and that he has not scheduled an interest in the property in this bankruptcy. Court is not prepared to find that this bankruptcy filing was part of a scheme to hinder, delay or defraud movant in that the property was transferred AWAY from the party who filed bankruptcy. If this is a scheme to delay a foreclosure, it is a poorly conceived one.

Grant motion (as a comfort order) to movant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Manocher Majidzadeh

Represented By
Rob R Nichols

Movant(s):

SETERUS INC., AS THE

Represented By
James F Lewin
Kelsey X Luu

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:18-22899 Sang Min Koo

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 929 South Muirfield Road

MOVANT: SANG MIN KOO

Docket 28

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Movant should note that, pursuant to court manual, judges' copies of documents must be stapled or otherwise bound. Loose papers binder clipped together are not acceptable.

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Sang Min Koo

Represented By
Robert P Zahradka

Movant(s):

Sang Min Koo

Represented By
Robert P Zahradka
Robert P Zahradka
Robert P Zahradka
Robert P Zahradka

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Sang Min Koo

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:18-24259 Luis Rodriguez

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 24353 Verona Court, Wildomar, CA 92595

MOVANT: LAKEVIEW LOAN SERVICING, LLC.

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Luis Rodriguez

Pro Se

Movant(s):

LakeView Loan Servicing, LLC

Represented By
Erin M McCartney

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:19-10253 Dondi Renee Juarez

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Sprinter Siesta 24SR Motorhome

MOVANT: BANK OF THE WEST

Docket 11

Courtroom Deputy:

3/15/19 - Mary Tang, (925)678-1876, has been approved for telephonic appearance on 3/19/19 @ 10am.

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Dondi Renee Juarez

Represented By
Joseph Collier

Movant(s):

BANK OF THE WEST

Represented By
Mary Ellmann Tang

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:19-11159 Daniel Perez

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 HONDA ACCORD, VIN: 1HGC R3F8 4HA0 10071

MOVANT: AMERICAN HONDA FINANCE CORPORATION

Docket 8

Courtroom Deputy:

3/14/19 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 3/19/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Daniel Perez

Represented By
Steven A Simons

Movant(s):

AMERICAN HONDA FINANCE

Represented By
Vincent V Frounjian

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

#9.00 Pretrial Conference re: 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)) Complaint by Gerson and Gertrude Fox against Michael Joel Kamen

fr. 8-21-12, 8-28-12, 1-31-13, 3-28-13, 5-28-13, 11-5-13, 5-27-14, 12-2-14, 5-5-15, 11-3-15, 2-2-16, 5-24-16, 8-30-16, 10-18-16, 2-7-17, 4-25-17, 5-9-17, 6-27-17, 7-6-17, 7-11-17, 10-5-17, 10-31-17, 1-30-18, 4-3-18, 7-17-18, 10-23-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/9/2019 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/27/12 -- Court approved stipulation continuing hearing to March 28, 2013 at 10:00 a.m. OFF CALENDAR FOR JANUARY 31, 2013.

2/1/13 -- Court approved stipulation continuing hearing to May 28, 2013 at 2:00 p.m. OFF CALENDAR FOR MARCH 28, 2013.

3/11/13 -- Court approved stipulation continuing hearing to November 5, 2013 at 2:00 p.m. OFF CALENDAR FOR MAY 28, 2013.

OFF CALENDAR. COURT SIGNED STIPULATION CONTINUING HEARING TO MAY 27, 2014 AT 2:00 P.M.

10/6/14 -- Court signed stipulation setting following dates:

L/D to file amended complaint -- March 31, 2015

L/D to respond to amended complaint -- April 30, 2015

Cont'd status conference -- May 5, 2015 at 2:00 p.m.

L/D to object to debtor's discharge -- March 31, 2015.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Michael Joel Kamen

Chapter 7

4/6/15 -- Court signed stipulation setting following dates:

L/D to file amended complaint -- September 30, 2015
L/D to respond to amended complaint -- October 30, 2015
Cont'd status conference -- November 3, 2015 at 2:00 p.m.
L/D to object to debtor's discharge -- September 30, 2015

OFF CALENDAR FOR MAY 5, 2015.

Tentative Ruling for February 2, 2016:

Revisit status of action after conclusion of hearing on motion for extension of time to file amended complaint.

Tentative Ruling for May 24, 2016:

Order parties to complete a day of mediation prior to date of continued status conference. Continue status conference approximately 90 days.

6/3/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- August 30, 2016 at 2:00 p.m.
L/D to file joint status report -- August 16, 2016
L/D to lodge order appointing mediator -- June 20, 2016
L/D to complete mediation -- August 30, 2016.

8/5/16 -- Court approved order appointing mediator.

Tentative Ruling for August 30, 2016:

Where is the status report that should have been filed by August 16, 2016?
Have the parties completed a day of mediation? Hearing required.

9/23/16 -- Court approved scheduling order setting following dates:

Cont'd status conference -- October 18, 2016 at 2:00

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Michael Joel Kamen

Chapter 7

L/D to file joint status report -- October 4, 2016
L/D to complete mediation extended to October 18, 2016

Tentative Ruling for October 18, 2016:

Parties have now completed mediation, which apparently was not successful.
Have parties commenced discovery? Hearing required.

Final Ruling for October 18, 2016:

Continue hearing to February 7, 2017 at 2:00 p.m. Parties shall file joint
status report not later than January 24, 2017.

Tentative Ruling for February 7, 2017:

Both parties report that there are motions that they intend to file. Set
deadline(s) for the filing of these motions and continue status conference to
date that can be used for these hearings.

Tentative Ruling for April 25, 2017:

Joint status report due April 11 was filed on April 19, 2017. Court is confused
by the discussion of Mel Kaftan in the status report. Are there possible
criminal charges that might be filed against him? If not, even if he might have
received preferential transfers, he has no right to refuse to testify if
subpoenaed and cannot require the trustee to dismiss claims against him as
a condition to his cooperation. What is the court missing?

Hearing required.

5/3/17 -- Court approved stipulation continuing hearing to June 27, 2017 at
2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 27, 2017:

Where is the joint status report that should have been filed two weeks before
the status conference? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Michael Joel Kamen

Chapter 7

6/26/17 -- Court approved stipulation continuing hearing to July 6, 2017 at 10:00 a.m. OFF CALENDAR FOR JUNE 27, 2017.

6/30/17 -- Court continued hearing to July 11, 2017 at 2:00 p.m. so that it may be heard concurrently with related matters. OFF CALENDAR FOR JULY 6, 2017. NO APPEARANCE REQUIRED.

Tentative Ruling for July 11, 2017:

Tentative ruling for June 27 remains unchanged.

9/22/17 -- Court continued hearing to October 31, 2017 at 2:00 p.m. so that it may be heard concurrently with related matters. OFF CALENDAR FOR OCTOBER 5, 2017. NO APPEARANCE REQUIRED.

Where is the joint status report that should have been filed two weeks prior to the status conference? What is the status of this matter? Hearing required.

Tentative Ruling for January 30, 2018:

At request of plaintiff for reasons set forth in joint status report, continue status conference to April 3, 2018 at 2:00 p.m. Parties should file joint status report two weeks prior to continued status conference. OFF CALENDAR FOR JANUARY 30, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for April 3, 2018:

Set discovery cutoff for approximately 90 to 120 days and continue status conference to approximately same time frame.

4/11/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- July 17, 2018 at 2:00 p.m.

L/D to file joint status report -- July 3, 2018

L/D to complete discovery -- 11/13/2018

Tentative Ruling for July 17, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT...

Michael Joel Kamen

Chapter 7

Court is confused. Why did plaintiffs refile on July 6, 2018 the same status report submitted by the parties in March? Where is the new status report that should have been filed by July 3, 2018? Did the plaintiffs take a deposition of Melvin Kaftan in Michigan in June?

Hearing required.

(New status report was filed on July 12, 2018, which was late. Did plaintiff take deposition of Melvin Kaftan in Michigan in June? Set deadline for plaintiff to file motion for summary judgment.)

Final Ruling from July 17, 2018:

Deposition of Melvin Kaftan did not go forward. Parties are negotiating an offer of proof in lieu of the deposition. Continue status conference to October 23, 2018 at 2:00 p.m. Parties should file joint status report not later than October 9, 2018.

Tentative Ruling for October 23, 2018:

Joint status report was not filed until October 17, 2018. Discovery cutoff is currently set for November 13, 2018. Set date for pretrial conference and deadline for filing pretrial motions.

10/26/18 -- Court signed scheduling order with following dates:

Extended discovery cutoff -- December 14, 2018
Cont'd status conference -- February 12, 2019 at 2:00 pm
Court waived requirement that joint status report be filed
L/D to file pretrial motions -- December 31, 2018
L/D for pretrial motions to be heard -- February 12, 2019

Tentative Ruling for February 12, 2019:

Revisit status of action after conclusion of hearings on related matters on calendar.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Michael Joel Kamen

Chapter 7

3/11/19 -- Court granted ex parte application to continue pretrial conference to April 9, 2019 at 2:00 p.m. OFF CALENDAR FOR MARCH 19, 2019.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Plaintiff(s):

Commerce Drive, LP

Represented By
Andy Kong
James KT Hunter

Soledad Commons, LLC

Represented By
Andy Kong
James KT Hunter

South City Wichita Partners, LLC

Represented By
Andy Kong
James KT Hunter

Larchmere Partners, LLC

Represented By
Andy Kong
James KT Hunter

Garson Victory, LLC

Represented By
Andy Kong
James KT Hunter

501 Grant Street Partners, LLC

Represented By
Andy Kong
James KT Hunter

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Michael Joel Kamen

Chapter 7

111 Sunset, LP

Represented By
Andy Kong
James KT Hunter

Center City Tower, LP

Represented By
Andy Kong
James KT Hunter

201 North Brand, LLC

Represented By
Andy Kong
James KT Hunter

357 South Broadway, LLC

Represented By
Andy Kong
James KT Hunter

1530 West Covina Parkway, LLC

Represented By
Andy Kong
James KT Hunter

Gerson & Gertrude Fox Family Trust

Represented By
Andy Kong
James KT Hunter

Gertrude Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Gerson Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Elissa D. Miller

Represented By
Ryan D ODea

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Michael Joel Kamen

Chapter 7

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#10.00 Status Conference re: 14 (Recovery of money/property - other),(91 (Declaratory judgment)),(21 (Validity, priority or extent of lien or other interest in property)),(72 (Injunctive relief - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Edward M Wolkowitz against TD Foreclosure Services, Inc., GB Inland Properties, LLC, Benjamin Hooshim, Alexandre Oh, Julie A Taberdo, Lynn Wolcott, Chonghee Jane Kim

fr. 7-25-17, 11-14-17, 11-28-17, 1-9-18, 4-3-18, 4-11-18, 6-26-18, 7-17-18, 10-16-18, 11-27-18, 12-18-18

Docket 1

Courtroom Deputy:

6/27/17 - Request for entry of default against Julie Taberdo

6/27/17 - Request for entry of default against Lynn Wolcott

6/27/17 - Request for entry of default against TD Foreclosure Services, Inc.

3/19/19 - Michael Colleti, (818)400-8839, has been approved for telephonic appearance on 3/19/19 @ 10am

Tentative Ruling:

Defaults have been entered as against Lynn Wolcott, Julie Taberdo and TD Foreclosure Services.

The trustee is of the opinion that there are legal issues that can be resolved through a motion for partial summary adjudication. Set deadline for the filing of such motions and continue status conference to a date that can serve as a date for hearing on those motions.

9/20/17 -- Court approved scheduling order continuing status conference to November 14, 2017 at 2:00 p.m., ordering parties to file a joint status report

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Chonghee Jane Kim

Chapter 7

not later than October 31, 2017, ordering trustee to file and serve his motion for partial summary judgment against GB Inland Properties not later than September 26, 2017 and set it for hearing on November 14, 2017 at 2:00 p.m. and directing that any motion to vacate a default be filed not later than September 26, 2017 and set for hearing on or before November 14, 2017 at 2:00 p.m.

Tentative Ruling for November 14, 2017:

Why didn't the trustee comply with the court's directive to file his motion for partial summary judgment in time to have it heard on November 14, 2017? That motion is currently set for November 28, 2017.

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for November 28, 2017:

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for January 9, 2018:

Set deadline for filing amended complaint and deadline for filing response to complaint.

Tentative Ruling for April 11, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

6/22/18 -- Court signed order approving stipulation continuing hearing to July 17, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for July 17, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for October 16, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Chonghee Jane Kim

Chapter 7

(Where is status report that should have been filed October 2, 2018?)
Plaintiff has now filed third amended complaint and defendants have answered. Defendants have brought motion for summary judgment that is set for hearing on November 27, 2018 at 2:00 p.m. Continue status conference to November 27, 2018 at 2:00 p.m. to be held concurrently with motion for summary judgment. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/19/18 -- Court signed stipulation continuing hearing to December 18, 2018 at 2:00 pm. OFF CALENDAR FOR NOVEMBER 27, 2018.

Tentative Ruling for December 18, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/19/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- March 19, 2019 at 2:00 p.m.
L/D to conduct discovery -- March 31, 2019
L/D to file joint status report -- March 5, 2019

Tentative Ruling for March 19, 2019:

Are the parties on track to complete discovery by March 31? Have they made arrangements to participate in a mediation before Meredith Jury?

Hearing required.

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

10:00 AM

CONT... Chonghee Jane Kim

Chapter 7

	Michael A Coletti
GB INLAND PROPERTIES, LLC	Represented By Kirsten A Worley
Benjamin Hooshim	Represented By Andrew Edward Smyth Stephen S Smyth
Alexandre Oh	Represented By Andrew Edward Smyth Stephen S Smyth
Julie A Taberdo	Represented By Michael A Coletti
Lynn Wolcott	Represented By Michael A Coletti
Chonghee Jane Kim	Represented By Andrew Edward Smyth Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz	Represented By Matthew Abbasi
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Trustee(s):

Edward M Wolkowitz (TR)	Represented By Matthew Abbasi
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

2:00 PM

2:11-28507 Donny Emil Brand

Chapter 7

Adv#: 2:18-01219 Brand v. US Bank ELT Northstar

#200.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Don Emil Brand against Northstar Education Finance, Inc., US Bank ELT Northstar, Great Lakes Higher Education Guaranty Corporation

fr. 9-11-18, 12-18-18

Docket 1

***** VACATED *** REASON: 12/28/19 - ADV. DISMISSED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/16/18 -- Court approved stipulation substituting Educational Credit Mgmt Corp. as real party in interest for Great Lakes Higher Education Guaranty Corp.

Tentative Ruling for September 11, 2018:

Set discovery cutoff for late December and continued status conference for approximately same time frame.

9/14/18 -- Court entered order setting following dates:

Cont'd status conference -- December 18, 2018 at 2:00 p.m.

L/D to file joint status report -- December 4, 2018

L/D to conduct discovery -- December 30, 2018

Tentative Ruling for December 18, 2018:

Set deadline for ECMC to file summary judgment motion and continue status conference to same date and time as hearing on summary judgment motion.

12/19/18 -- Court approved order dismissing ECMC from action with prejudice.

**United States Bankruptcy Court
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Tuesday, March 19, 2019

Hearing Room 1539

2:00 PM

CONT... Donny Emil Brand

Chapter 7

12/28/18 -- Court approved order dismissing remaining defendants from action with prejudice. OFF CALENDAR. ACTION FULLY RESOLVED.

Party Information

Debtor(s):

Donny Emil Brand

Represented By
Christie Cronenweth

Defendant(s):

US Bank ELT Northstar

Pro Se

Plaintiff(s):

Don Emil Brand

Represented By
Christie Cronenweth

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 19, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#201.00 Status Conference re: 14 (Recovery of money/property - other),(91 (Declaratory judgment)),(21 (Validity, priority or extent of lien or other interest in property)),(72 (Injunctive relief - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Edward M Wolkowitz against TD Foreclosure Services, Inc., GB Inland Properties, LLC, Benjamin Hooshim, Alexandre Oh, Julie A Taberdo, Lynn Wolcott, Chonghee Jane Kim

fr. 7-25-17, 11-14-17, 11-28-17, 1-9-18, 4-3-18, 4-11-18, 6-26-18, 7-17-18, 10-16-18, 11-27-18, 12-18-18

Docket 1

***** VACATED *** REASON: MATTER RESCHEDULED TO 10AM**

Courtroom Deputy:

6/27/17 - Request for entry of default against Julie Taberdo

6/27/17 - Request for entry of default against Lynn Wolcott

6/27/17 - Request for entry of default against TD Foreclosure Services, Inc.

Tentative Ruling:

Defaults have been entered as against Lynn Wolcott, Julie Taberdo and TD Foreclosure Services.

The trustee is of the opinion that there are legal issues that can be resolved through a motion for partial summary adjudication. Set deadline for the filing of such motions and continue status conference to a date that can serve as a date for hearing on those motions.

9/20/17 -- Court approved scheduling order continuing status conference to November 14, 2017 at 2:00 p.m., ordering parties to file a joint status report not later than October 31, 2017, ordering trustee to file and serve his motion for partial summary judgment against GB Inland Properties not later than

**United States Bankruptcy Court
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Tuesday, March 19, 2019

Hearing Room 1539

2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

September 26, 2017 and set it for hearing on November 14, 2017 at 2:00 p.m. and directing that any motion to vacate a default be filed not later than September 26, 2017 and set for hearing on or before November 14, 2017 at 2:00 p.m.

Tentative Ruling for November 14, 2017:

Why didn't the trustee comply with the court's directive to file his motion for partial summary judgment in time to have it heard on November 14, 2017? That motion is currently set for November 28, 2017.

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for November 28, 2017:

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for January 9, 2018:

Set deadline for filing amended complaint and deadline for filing response to complaint.

Tentative Ruling for April 11, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

6/22/18 -- Court signed order approving stipulation continuing hearing to July 17, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for July 17, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for October 16, 2018:

(Where is status report that should have been filed October 2, 2018?)
Plaintiff has now filed third amended complaint and defendants have

**United States Bankruptcy Court
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Tuesday, March 19, 2019

Hearing Room 1539

2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

answered. Defendants have brought motion for summary judgment that is set for hearing on November 27, 2018 at 2:00 p.m. Continue status conference to November 27, 2018 at 2:00 p.m. to be held concurrently with motion for summary judgment. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/19/18 -- Court signed stipulation continuing hearing to December 18, 2018 at 2:00 pm. OFF CALENDAR FOR NOVEMBER 27, 2018.

Tentative Ruling for December 18, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/19/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- March 19, 2019 at 2:00 p.m.
L/D to conduct discovery -- March 31, 2019
L/D to file joint status report -- March 5, 2019

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

Benjamin Hooshim

Represented By
Andrew Edward Smyth
Stephen S Smyth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, March 19, 2019

Hearing Room 1539

2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

Julie A Taberdo

Represented By
Michael A Coletti

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

2:17-11940 Juan Manuel Vazquez and Yecenia Vazquez

Chapter 7

#1.00 Order to Appear and Show Cause why Trustee has failed to file pertinent documents required for closing of a pending case and for failure to respond to Court's Request to Trustee for Documents

fr. 9-26-18

Docket 19

*** VACATED *** REASON: OFF CALENDAR. APPEARANCES
WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has reviewed trustee's status report. Continue status conference to March 20, 2019 at 10:00 a.m. Trustee should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

11/5/18 -- Court approved compromise between debtors and trustee for purchase of nonexempt equity.

Tentative Ruling for March 20, 2019:

Court has reviewed trustee's updated status report. Take status conference off calendar. APPEARANCES WAIVED.

Party Information

Debtor(s):

Juan Manuel Vazquez

Represented By
Luis G Torres

Joint Debtor(s):

Yecenia Vazquez

Represented By
Luis G Torres

**United States Bankruptcy Court
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Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

CONT... Juan Manuel Vazquez and Yecenia Vazquez

Chapter 7

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

2:19-11638 Rebecca Primicias Prudencio

Chapter 11

#2.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) RE:
Credit Counseling was taken Post-Petition

Docket 32

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Dismiss case. Unfortunately, explanation offered by debtor for her failure to complete prepetition credit counseling course does not qualify as one of the exceptions set forth in section 109(h).

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
William E Krall

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

2:18-23210 John Ernest Isidro-Munoz

Chapter 7

#3.00 Reaffirmation Agreement Between Debtor and San Diego County Credit Union

fr. 2-7-19

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Has debtor had an opportunity to catch up on missed payments? Hearing required.

Party Information

Debtor(s):

John Ernest Isidro-Munoz

Represented By
Raymond J Bulaon

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

2:17-25306 Roberto Robles

Chapter 7

#4.00 Trustee's Motion for Order Compelling Turnover of Estate Property
fr. 2-26-19

Docket 113

*** VACATED *** REASON: CONT'D. TO 5/1/19 @ 10AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 27, 2019:

Has debtor been served with this motion, or just debtor's counsel? Continue hearing to give trustee an opportunity to serve debtor directly.

(Court copies should not be two-sided.)

Final Ruling for February 27, 2019:

Continue hearing to March 20, 2019 at 10:00 a.m. By March 1, 2019, movant should serve debtor with moving papers and all parties with notice of continuance that advises parties in interest that oppositions will be due March 13, 2019.

Tentative Ruling for March 20, 2019:

Motion has now been served on debtor and notice of continuance with required information has been served on all parties.

Pursuant to a stipulation between the parties, continue hearing to May 1, 2019 at 10:00 a.m. APPEARANCES WAIVED ON MARCH 20, 2019.

Party Information

Debtor(s):

Roberto Robles

Represented By

**United States Bankruptcy Court
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Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

CONT... Roberto Robles

Alan F Broidy

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Michelle A Marchisotto

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#5.00 Debtor's Objection to Claim Of Schurman Retail Group AKA Schurman Fine Papers (Claim 54)

Docket 199

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is not a motion to dismiss the bankruptcy case and there is no evidence that the objection to claim was filed in good faith. The proof of claim was filed months after the applicable bar date. Objecting to a proof of claim on the ground that it was late-filed on these facts is perfectly appropriate.

The state court action does not and cannot constitute an informal proof of claim. It was filed months before the bankruptcy case and was stayed by the bankruptcy filing.

Creditor claims that its failure to file a timely proof of claim constitutes excusable neglect in that, even though its state court lawyers received notice of the bar date in August of 2018, when the creditor hired bankruptcy counsel on October 2, 2018, who appeared in the case on October 4, 2018 (15 days before the bar date), new counsel did not find out about the bar date.

Declaration filed in support of opposition is hearsay lacking in personal knowledge as to the key issues here. She is neither one of the attorneys of the prior law firm nor one of the lawyers for the new firm. She is not in a position to testify as to what the prior law firm knew or didn't know or what the prior law firm did or did not communicate to the law firm. Her declaration provides no information whatsoever as to what either set of lawyers knew or understood and no information whatsoever as to why the attorneys did not file a proof of claim. Even the hearsay provided does not say that the creditor or its new firm were unaware of the bar date or why they were unaware of the bar date. It just says that the prior law firm did not advise the new firm or its client of the bar date.

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Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

CONT... DDC Group, Inc.

Chapter 11

Claimant has failed to carry its burden of proof to establish that its failure to file a proof of claim in a timely manner was due to excusable neglect.
Disallow claim as late-filed.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#6.00 Trustee's Motion for Order Authorizing Sale of Real Property

A) Outside the Ordinary Course of Business, Free and Clear of Claims, Liens, Encumbrances and Interests, Except for Mechanics Liens;

(B) Approving the Form and Manner of Notice and Bid Process

(C) Approving Assumption and Assignment of Leases

Docket 143

Courtroom Deputy:

3/6/19 - Jacqueline L. James, (818)907-3173 has been approved for telephonic appearance on 3/20/19 @ 10am

Tentative Ruling:

Overrule objections. Unless Xceed is permitted *reform* its deed of trust, it has no valid deed of trust against the property. This is a bona fide dispute. Moreover, the purchase price proposed is more than sufficient to pay off all liens against the property. Therefore, a sale free and clear is permissible under both 363(f)(3) and 363(f)(4). Liens that are not paid out of escrow will attach to the proceeds of sale with the same validity and priority as they had against the property. If Xceeds ultimately succeeds in establishing that it had a valid lien against the property, it will be paid.

Grant motion. Approve overbid procedures. Approve sale to highest bidder. Authorize assumption and assignment of leases.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Trustee(s):

R. Todd Neilson (TR)

Represented By

**United States Bankruptcy Court
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Wednesday, March 20, 2019

Hearing Room 1539

10:00 AM

CONT... Regdalin Properties, LLC

Peter J Mastan

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 7-11-13; 8/15/13, 8-22-13, 9-26-13, 10-23-13, 2-26-14, 6-4-14, 12-3-14, 6-10-15, 12-9-15, 6-15-16, 12-14-16, 5-17-17, 6-7-17, 12-6-17, 3-21-18, 9-26-18

Docket 82

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue case status conference to December 3, 2014 at 11:00 a.m. Debtor should file with the Court status report that sets forth plan payments made through that date not later than November 21, 2014. APPEARANCES WAIVED ON JUNE 4, 2014.

Tentative Ruling for December 3, 2014:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for June 10, 2015:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for December 9, 2015:

Continue status conference for approximately 6 months. Set new deadline for filing status report and discuss form of status report with debtor.

Final Ruling for December 9, 2015:

Continue hearing to June 15, 2016 at 11:00 a.m. Reorganized debtor should

**United States Bankruptcy Court
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Los Angeles
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Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

file and serve updated status report not later than June 3, 2016.

Tentative Ruling for June 15, 2016:

Where is the status report that should have been filed by June 3, 2016?

Tentative Ruling for December 14, 2016:

Court ordered debtor to file updated status report by December 1. The only report the Court has seen is the Post-Confirmation Status Report for the quarter ending September 30, 2016, filed December 5, 2016. According to that report, the debtor made a total of \$31,268.15 in disbursements during the third quarter. Is this right? Is the debtor now current on her plan payments? Hearing required.

Final Ruling for December 14, 2016:

Debtor is now in compliance and is current on her plan payments. Continue hearing to May 17, 2017 at 11:00 a.m. Reorganized debtor should file and serve an updated status report not later than May 5, 2017.

Tentative Ruling for May 17, 2017:

Where is the status report that should have been filed on May 5, 2017? What is the status of this case? Hearing required.

Tentative Ruling for June 7, 2017:

Court has reviewed reorganized debtor's status reports. Continue case status conference to December 6, 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than November 29, 2017.

APPEARANCES WAIVED ON JUNE 7, 2017.

Tentative Ruling for December 6, 2017:

According to coversheet to status report, payments to BNY Mellon and

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Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

CONT... **Tabitha A. Joiner**

Chapter 11

Deutsche Bank on account of unsecured claims are being returned uncashed? Has debtor had any contact with creditors? Have they explained why this is occurring? Hearing required.

Final Ruling for December 6, 2018:

Continue case status conference to March 21, 2018 at 11:00 a.m.
Reorganized debtor should file updated status report by March 9, 2018. UST should serve written notice on the debtor.

Tentative Ruling for March 21, 2018:

Docket does not reflect service of a notice or filing of an updated status report. What is the status of this matter? Hearing required.

Tentative Ruling for September 26, 2018:

Continue case status conference to March 20, 2019 at 11:00 a.m.
Reorganized debtor should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

Tentative Ruling for March 20, 2019:

Court previously disallowed the unsecured portion of secured creditors' claims due to their failure to provide correct mailing address information, but their secured claims remain as liens against the debtor's property. Does the debtor agree with the information contained in secure creditors' notice regarding failure to make post-petition plan payments on their secured claims?

Hearing required.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
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Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

2:14-21184 Tower General Contractors

Chapter 11

#101.00 Status Conference re: Objection to Claim Number 41 by Claimant Pasadena Hospital Association, LTD., dba Huntington Hospital

fr. 4-15-15, 5-11-16, 11-9-16, 5-24-17, 1-10-18
FR. 7-18-18

Docket 174

***** VACATED *** REASON: CONT'D. TO 12/18/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Relief from stay has already been granted to permit the parties to resolve their respective disputes in state court. Continue hearing on claim objection along with case status conferences as parties move forward with state court litigation.

5/9/16 -- Court approved stipulation continuing hearing to November 9, 2016 at 11:00 a.m. OFF CALENDAR FOR MAY 11, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for November 9, 2016:

Continue status conference on objection and case status conference to May 24, 2017 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 15, 2017. Appearances waived on November 9, 2016.

Tentative Ruling for May 24, 2017:

Court did not receive service copy of status report (which was due on May 15, but filed on May 18, 2017). Perhaps that is because it was addressed to the bin outside of Suite 1482, which does not exist anymore. Judge Bluebond is now in Suite 1534.

Counsel for the reorganized debtor states on page 3, at lines 21-22 of the

**United States Bankruptcy Court
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Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

CONT... Tower General Contractors

Chapter 11

report, "Trial is set for September 11, 2017, the trial is not expected to be continued." Yet attached to the status report is a copy of a stipulation to amend the case management order in which the parties request that the trial date be continued from September 11, 2017 to January 29, 2018 at 9:00 a.m. Perhaps counsel is trying to say that he does not believe the state court will grant the parties' mutual request for a continuance of the trial date?

Court is now confused. When do the parties actually anticipate that trial of the state court action is likely to occur? Hearing required.

Final Ruling for May 24, 2017:

Continue status conference to January 10, 2018 at 11:00 a.m.

Tentative Ruling for January 10, 2018:

Court has reviewed the reorganized debtor's status report. Continue status conference to July 18, 2018 at 11:00 a.m. APPEARANCES WAIVED ON JANUARY 10, 2018.

4/18/18 -- Court approved compromise concerning reduction of \$150,000 to Hospital's claim.

Tentative Ruling for July 18, 2018:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 20, 2019 at 11:00 a.m. APPEARANCES WAIVED ON JULY 18, 2018.

Tentative Ruling for March 20, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to December 18, 2019 at 11:00 a.m. APPEARANCES WAIVED ON MARCH 20, 2019.

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Wednesday, March 20, 2019

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11:00 AM

CONT... Tower General Contractors

Chapter 11

Debtor(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

Movant(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

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Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

2:14-21184 Tower General Contractors

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 7-30-14, 8-20-14, 11-19-14, 1-21-15, 4-15-15, 10-14-15, 4-13-16, 11-9-16,
5-24-17, 1-10-18
FR. 7-18-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/18/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/18/14 -- At hearing held this date, Court continued case status conference to August 20, 2014 at 11:00 a.m. Debtor should file status report not later than August 6, 2014. OFF CALENDAR FOR JULY 30, 2014. NO APPEARANCE REQUIRED.

Tentative Ruling for August 20, 2014:

Debtor has withdrawn its request for authority to use cash collateral. If debtor has no ongoing operations and will not have any employees, should this case be converted to chapter 7? Hearing required.

8/26/14 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- September 1, 2014

Bar date -- November 30, 2014

Cont'd status conference -- November 19, 2014 at 11:00

L/D to file updated status report -- November 10, 2014

Tentative Ruling for November 19, 2014:

Set deadline for filing plan and continue case status conference to date that can serve as hearing on disclosure statement.

11/25/14 -- Court signed order setting following dates:

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Los Angeles
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Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

CONT... Tower General Contractors

Chapter 11

L/D to file plan and disclosure statement -- December 15, 2014
Hearing on disclosure statement -- January 21, 2015 at 2:00 p.m.
Cont'd status conference -- January 21, 2015 at 2:00 p.m.

Tentative Ruling for January 21, 2015:

If court approves disclosure statement, continue status conference to date of confirmation hearing. If court continues hearing on disclosure statement, continue case status conference to same date.

Tentative Ruling for April 15, 2015:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 14, 2015:

Court has reviewed reorganized debtor's status report. Continue status conference to April 13, 2016 at 11:00 a.m. Reorganized debtor should file updated status report not later than April 4, 2015.

Tentative Ruling for April 13, 2016:

Court has reviewed reorganized debtor's status report. Continue status conference to November 9, 2016 at 11:00 a.m. Reorganized debtor should file updated status report not later than October 31, 2016.

Tentative Ruling for November 9, 2016:

Continue status conference on objection and case status conference to May 24, 2017 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 15, 2017. Appearances waived on November 9, 2016.

Tentative Ruling for May 24, 2017:

Continue case management conference to same date and time as continued

**United States Bankruptcy Court
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Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

CONT... Tower General Contractors
hearing on claim objection.

Chapter 11

Final Ruling for May 24, 2017:

Continue status conference to January 10, 2018 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than December 22, 2017.

Tentative Ruling for January 10, 2018:

Court has reviewed the reorganized debtor's (belated) status report. Continue case status conference to July 18, 2018 at 11:00 a.m. Reorganized debtor should file updated status report not later than July 6, 2018.
APPEARANCES WAIVED ON JANUARY 10, 2018.

Tentative Ruling for July 18, 2018:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 20, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than March 8, 2018.
APPEARANCES WAIVED ON JULY 18, 2018.

Tentative Ruling for March 20, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to December 18, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than December 6, 2019.
APPEARANCES WAIVED ON MARCH 20, 2019.

Party Information

Debtor(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

11:00 AM

CONT... Tower General Contractors

Chapter 11

Movant(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:14-28039 D&C Care Center, Inc.

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 319

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

D&C Care Center, Inc.

Represented By
J. Bennett Friedman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:14-30748 Paisano Meats, Inc.

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 112

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Paisano Meats, Inc.

Represented By
Jeffrey S Shinbrot

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Marc Weitz

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:16-23193 Gary R Lloyd and Sandra L Lloyd

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 72

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Gary R Lloyd

Represented By
Julie J Villalobos

Joint Debtor(s):

Sandra L Lloyd

Represented By
Julie J Villalobos

Trustee(s):

Wesley H Avery (TR)

Represented By
Joseph E. Caceres

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:16-27007 J.S.M. Heyri, Inc

Chapter 7

#203.00 Trustee's Final Report and Applications for Compensation

Docket 86

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

J.S.M. Heyri, Inc

Pro Se

Trustee(s):

John J Menchaca (TR)

Represented By
Timothy J Yoo
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:17-22872 Efren Solis, Jr. and Lisa Marie Solis

Chapter 7

#204.00 Trustee's Final Report and Applications for Compensation

Docket 23

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Efren Solis Jr.

Represented By
Steven A Alpert

Joint Debtor(s):

Lisa Marie Solis

Represented By
Steven A Alpert

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#205.00 Application for Compensation and Reimbursement of Expenses for Joon M Khang, Debtor's Attorney, Period: 10/25/2018 to 2/25/2019
[Fees requested: \$21105, Expenses: \$231.74]

Docket 120

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$19,000 (per agreement between the parties) and costs of \$231.74. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#206.00 Application for Compensation and Reimbursement of Expenses for Thomas Sands, Debtor's Attorney, Period: 10/25/2018 to 2/25/2019
[Fees requested: \$5770, Expenses: \$1167.22]

Docket 121

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$5,770 and costs of \$1,167.22. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
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Los Angeles
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Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#207.00 Application for Compensation and Reimbursement of Expenses for Randy Chang, Debtor's Attorney, Period: 6/11/2018 to 2/25/2019
[Fees requested: \$6749, Expenses: \$1140.60]

Docket 122

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$6,749 and costs of \$1,140.60. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#208.00 Motion For Order:

(1) Approving Debtors' Disclosure Statement Describing Debtors' Plan Dated December 31, 2018

(2) Setting Plan Solicitation And Confirmation Procedures

fr. 2-12-19, 3-5-19

Docket 224

*** VACATED *** REASON: CONT'D. TO 4/3/19 @ 10AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling for matter no. 101.

OFF CALENDAR. CONTINUED TO APRIL 3, 2019 AT 10:00 A.M.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Movant(s):

Paul Stuart Shepherd

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

CONT...

Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Ron Bender
Todd M Arnold
Beth Ann R Young

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#209.00 Debtor's Disclosure Statement Describing Debtors' Plan of Reorganization
Dated December 31, 2018

fr. 2-12-19, 3-5-19

Docket 223

*** VACATED *** REASON: CONT'D. TO 4/3/19 @ 10AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 12, 2019:

In light of the issues that the debtors have had with consummating a sale of the property, the Court agrees that the plan and confirmation order should contain provisions that explain what will happen if a sale isn't consummated by a date certain. (There can be a procedure for applying for an extension of that date.) The court does not want to be in the situation of having a plan confirmed that never goes effective.

Additional Comments on Plan:

1. As the debtors have reserved the right to object to claims, the plan should include provisions concerning a disputed claim reserve.
2. The section on modification should be updated to include 1127(e).
3. The discharge section should be changed to provide that debtors will only receive a discharge once they have made all the payments due under the plan.

Disclosure Statement:

Debtors should add a discussion of the current status of the Keros settlement and more information concerning recent efforts to consummate a sale of the properties.

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Los Angeles
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Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Tentative Ruling for March 5, 2019:

Court still has a few questions and concerns about the plan structure.
Hearing required.

OFF CALENDAR. CONTINUED TO APRIL 3, 2019 AT 10:00 A.M.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
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Los Angeles
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Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#210.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-30-17, 9-6-17, 11-29-17, 12-12-17, 3-14-18, 3-21-18, 6-13-18, 6-27-18,
8-29-18, 11-28-18, 2-12-19, 3-5-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/3/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/23/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 10:00 a.m. OFF CALENDAR FOR AUGUST 30, 2017.

Tentative Ruling for September 6, 2017:

Why are these debtors in bankruptcy? They can well afford to pay claims against them. It appears that this case was filed to obtain the benefit of a more favorable forum for the resolution of their disputes with the Keros concerning the enforceability of a prepetition sale agreement. Why can't that dispute simply be resolved in state court? Hearing required.

9/14/17 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- September 15, 2017

Bar date -- November 17, 2017

L/D to file updated status report -- November 22, 2017

Cont'd status conference -- November 29, 2017 at 11:00 a.m.

Tentative Ruling for December 12, 2017:

Revisit status of case after conclusion of related matters on calendar.

Final Ruling for December 12, 2017:

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Wednesday, March 20, 2019

Hearing Room 1539

2:00 PM

CONT... **Paul Stuart Shepherd and GiGi Renee Shepherd** **Chapter 11**

Continue hearing to March 14, 2018 at 11:00 a.m. Debtor should file updated status report by March 2, but could will waive that requirement if the debtor schedules a hearing on a sale motion concurrently with the continued case status conference.

Tentative Ruling for March 14, 2018:

Continue hearing to March 21, 2018 at 10:00 a.m. to be heard concurrently with motion for approval of compromise with LA Conservancy.
APPEARANCES WAIVED ON MARCH 14, 2018.

Tentative Ruling for March 21, 2018:

Do debtors have any realistic prospect of being able to pay Keros the settlement payment by March 31, 2018? If so, how? Hearing required.

Tentative Ruling for June 13, 2018:

Continue case status conference to June 27, 2018 at 10:00 a.m. so that it may be heard concurrently with new motion for approval of sale. OFF CALENDAR FOR JUNE 13, 2018.

Tentative Ruling for June 27, 2018:

Well, it happened again. Another sale motion has been withdrawn. What went wrong this time? Hearing required.

Tentative Ruling for August 29, 2018:

When does debtor anticipate that it will be filing motion for approval of compromise with RND? What progress, if any, has Pacific Union made with regard to finding a buyer for the property? Is the idea that the property will be sold subject to the agreement with the conservancy, meaning that the buyer will have to locate a spot to which the house can be moved and pay for the cost of moving it? How is that not a substantial disincentive to any buyer to buy the property?

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2:00 PM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Hearing required.

Tentative Ruling for November 28, 2018:

Have the parties succeeded in negotiating an extension of the Keros settlement agreement? Have the new brokers managed to locate anyone interested in purchasing either property? Has there been any interest in either property in recent weeks? Hearing required.

Tentative Ruling for February 12, 2019:

Revisit status of case after conclusion of hearing on disclosure statement. (Debtors do not need to keep answering all questions in the original order setting the status conference in subsequent status reports. They only need to apprise the court of the current status of the case and significant developments since the last status conference.)

Tentative Ruling for March 5, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

OFF CALENDAR. CONTINUED TO APRIL 3, 2019 AT 10:00 A.M.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
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Los Angeles
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Thursday, March 21, 2019

Hearing Room 1539

10:00 AM

2:16-12760 Mike Omrani

Chapter 7

Adv#: 2:16-01137 Ghoulian et al v. Omrani

#1.00 TRIAL re: 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)) Complaint by Hertz Ghoulian against Mike Omrani

fr. 5-24-16, 8-30-16, 1-24-17, 4-25-17, 8-15-17, 1-9-18, 1-23-18, 5-15-18, 7-31-18, 10-2-18, 11-6-18, 12-4-18, 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Rulings on Evidentiary Objections:

Reply Declaration of Ghoulian:

(Format of objections, without objection numbers, made it excruciating and extremely time-consuming for the court to address objections.)

Par. 2 -- Overrule.

Par. 3 -- Overrule as to first half of first sentence (what Omrani said). Sustain as to balance of first sentence (what Ghoulian claims to have found out) for lack of personal knowledge, lack of foundation, hearsay. Overrule as to balance.

Par. 4 -- Sustain for lack of foundation/personal knowledge as to statement that Omrani took money. Sustain under best evidence rule as to balance of paragraph.

Par. 5 -- Sustain (best evidence rule).

Par. 6 -- Sustain as to first quoted sentence (hearsay). Overrule as to first

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CONT... Mike Omrani

Chapter 7

sentence on page 4 of the objections. Sustain as to second sentence at top of page 4 for lack of personal knowledge/lack of foundation. Sustain balance of objections for lack of personal knowledge/lack of foundation.

Par. 7 -- Overrule as to quoted language on page 4 of the objections and lines 3 through 5 on top of page 5 of the objections. Sustain as to quoted language on page 5 at lines 6 and 7 as to why Omrani was chasing plaintiff. Overrule as to quoted language at lines 12 through 16. Sustain as to quoted language at lines 20-25 for lack of foundation.

Par 8. -- Sustain as to quoted language on lines 2 through 5 (best evidence and legal conclusions). Overrule as to balance to the extent that Ghoulian is testifying as to the amount of payments made. Sustain to the extent that he is testifying as to the legal consequences of the missed payments.

Par. 9 -- Sustain as to language quoted at bottom of page 6 for lack of foundation, lack of personal knowledge, best evidence rule as to contents of email. Overrule to the extent that declarant is authenticating email. As to language at lines 3 through 6 of page 7, overrule to the extent that Ghoulian is testifying as to the fact that Omrani was related to him and that that made him trust him more. Overrule to the extent that he is testifying that landlord sued him for nonpayment of rent and the fact that he paid the landlord to resolve the lawsuit. Sustain as to balance (legal conclusion and lack of foundation).

Par. 10 -- Overule as to first sentence. Sustain as to second sentence for lack of foundation/personal knowledge. Overrule as to third, fourth and fifth sentences. Sustain as to balance (lack of personal knowledge/foundation).

Par. 11 -- Overrule as to first sentence. Sustain as to second and third sentences for lack of foundation/personal knowledge. Sustain as to portion that discusses contents of injunction under best evidence rule. Sustain as to balance (legal conclusion).

Par. 12 -- Sustain.

Par. 13 -- Sustain (best evidence rule).

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CONT... Mike Omrani

Chapter 7

Par. 14 -- Sustain as to description of Omrani's deposition testimony (best evidence rule). Sustain as to balance of language quoted at bottom of page 9 and top of page 10 for lack of foundation, lack of personal knowledge and legal conclusion. Sustain as to language at lines 12 through 16 of page 10 for lack of foundation.

Par. 15 -- Sustain (lack of foundation, legal conclusion, best evidence rule)

Declaration of Omrani:

Overrule all evidentiary objections. Objection simply refers to paragraphs 5 through 10 and the first three exhibits and then lists a series of objections. This is not an acceptable way to set forth what is objectionable about each portion of Omrani's testimony. Court will not guess what plaintiff is trying to say with regard to each sentence or paragraph. Moreover, the fact that something may be false or inconsistent with another document is not a basis for an evidentiary objection. Collateral estoppel is not an appropriate objection here either in that, although plaintiff has a monetary judgment, court needs to assess whether all of any portion of the amounts awarded are nondischargeable and therefore needs to know why things happened the way that they did.

Request for Judicial Notice:

It is unclear why most of these documents were attached as exhibits to a request for judicial notice. Many or most of them are already exhibits to someone else's declaration.

Grant request with regard to exhibits nos. 23, 24, 25, 31, 32, 39, 50, 53, 56, 57 and 69. Deny request with regard to balance of exhibits. Court would grant a request for judicial notice with regard to the public filings if the documents were authenticated by someone who actually did the searches and prepared the printouts. Court will not conduct all of these searches itself to verify that the documents are what they purport to be. Printouts from the internet as to other items, tradeshow, etc., are not appropriate candidates for judicial notice in any event.

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10:00 AM

CONT... Mike Omrani

Chapter 7

Tentative Rulings on Issues Affecting Merits

There is case law for the proposition that breach of the fiduciary duty of an officer or director of a corporation is not sufficient to give rise to liability under section 523(a)(4). There must be an express trust and a trust res that exists prior to the wrongdoing.

Section 523(a)(4) excepts from discharge a debt "for fraud or defalcation while acting in a fiduciary capacity." The definition of "fiduciary capacity" under § 523(a)(4) is a question of federal law. See Mills v. Gergely (In re Gergely), 110 F.3d 1448, 1450 (9th Cir. 1997). The Ninth Circuit has previously held that "[t]he broad, general definition of fiduciary--a relationship involving confidence, trust and good faith--is inapplicable in the dischargeability context." Ragsdale v. Haller, 780 F.2d 794, 796 (9th Cir. 1986). As a result, the Ninth Circuit has adopted a narrow definition of "fiduciary" for purposes of § 523(a)(4): "[T]he fiduciary relationship must be one arising from an express or technical trust that was imposed before and without reference to the wrongdoing that caused the debt." Lewis v. Scott (In re Lewis), 97 F.3d 1182, 1185 (9th Cir. 1996).

While the definition of "fiduciary" is governed by federal law, the Ninth Circuit has relied in part on state law to ascertain whether the requisite trust relationship exists. See id. at 1185; Ragsdale, 780 F.2d at 796. Several California cases have held that a corporate officer is a fiduciary of the corporation. But these cases merely specify that officers owe fiduciary duties in their capacity as agents of a corporation; they fail to hold that officers are trustees of a statutory trust with respect to corporate assets.

In Bainbridge v. Stoner, 16 Cal. 2d 423, 106 P.2d 423 (Cal. 1940), the California Supreme Court held: "One who is a director of a corporation acts in a fiduciary capacity, and the law does not allow him to secure any personal advantage as against the corporation or its stockholders. However, strictly speaking, the relationship is not one of trust, but of agency" 106 P. 2d at 426 (citations omitted); see also Bancroft-Whitney Co. v. Glen, 64 Cal. 2d 327, 411 P.2d 921, 934, 49 Cal. Rptr. 825 (Cal. 1966) (stating that while officers and directors stand in a fiduciary relation to the corporation, they are "technically not trustees"). Therefore, under Bainbridge, although officers

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CONT... Mike Omrani

Chapter 7

and directors are imbued with the fiduciary duties of an agent and certain duties of a trustee, they are not trustees with respect to corporate assets.

California corporate law simply does not provide for a trust relationship between corporate principals and the corporation. As evident in Bainbridge and subsequent cases, California case law has consistently held that, while officers possess the fiduciary duties of an agent, they are not trustees with respect to corporate assets.

Cal-Micro, Inc. v. Cantrell (In re Cantrell), 329 F.3d 1119, 1125-27 (9th Cir. 2003).

Plaintiff is incorrect that, under section 523(a)(4), defalcation includes the innocent default of a fiduciary. The U.S. Supreme Court unanimously held in Bullock that the term “defalcation” in § 523(a)(4) includes a culpable state of mind requirement involving knowledge of, or gross recklessness in respect to, the improper nature of the fiduciary behavior. Although the degree of scienter required to find defalcation was inconsistent in prior case law, the other wrongful acts set out in § 523(a)(4) of embezzlement, larceny, and fraud all required a showing of wrongful intent, and it was statutorily consistent to require the same element of intent for fiduciary defalcation. Bullock v. BankChampaign, N.A., 569 U.S. 267, 267, 133 S. Ct. 1754, 1755 (2013).

Defendant needs to tread carefully with regard to claim preclusion arguments. The Supreme Court held in Brown v Felsen (1979) 442 US 127, 60 L Ed 2d 767, 99 S Ct 2205, that the doctrine of claim preclusion did not prevent a Bankruptcy Court from looking beyond the record of a state-court proceeding and the documents that had terminated that proceeding (in that case, a stipulation and consent judgment) in order to decide whether the debt then at issue (a debt embodied in the stipulation and consent judgment) was a debt for money obtained by fraud. Archer v. Warner, 538 U.S. 314, 316, 123 S. Ct. 1462, 1465 (2003). The mere fact that a fraud claim may have been voluntarily dismissed from the state court lawsuit does not necessarily mean that plaintiff is precluded from asserting that he was defrauded in this action. Did the state court actually adjudicate the fraud claims and find that plaintiff failed to state a claim, or were the claims dismissed without such an adjudication?

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CONT... Mike Omrani

Chapter 7

Court disagrees that any fraud claim that might once have been asserted has been merged into the Termination Agreement. Defendant never paid the amounts due under that agreement, such that any releases contained in that document would not have become effective. A settlement of this nature does not transform the underlying fraud claim that gave rise to the liability in the first instance into merely a breach of contract claim. That is precisely the argument that the Supreme Court rejected in Archer v. Warner.

Can plaintiff base a claim under section 523(a)(2) on oral representations as to the value of defendant's business and assets of his business in light of the Supreme Court's ruling in Lamar, Archer & Cofrin, LLP v. Appling, 138 S. Ct. 1752 (2018). It would appear not. And, in any event, where in the record is there any admissible evidence that any such representations, if they were made, were false?

According to Ghoulian's declaration, at paragraph 36, the damages he proved up in state court were for "breach of the contract of the Buy-Out Agreement, consisting of \$506,000 [i.e., \$460,000 principal and \$46,000 prejudgment interest]" These are not the damages attributable to either the alleged misrepresentations or any damages attributable to willful and malicious injury. Therefore, if the Court finds liability under either of these theories, it will have to calculate the amount of the damage award. Issue preclusion does not apply as this is a different issue. The damages for breach of the buyout agreement are not themselves nondischargeable, except to the extent that the buyout agreement represents a binding agreement as between the parties as to the amount of damage that should be attributed to any 523(a)(2)(A) claim.

Is there any evidence in the record as to the amount of damage attributable to defendant's alleged diversion of corporate assets? How much inventory was on hand at the time of the injunction? How much was that inventory worth? Wouldn't any claim for willful and malicious injury arising out of these diversions would be limited to plaintiff's one-half share of the value of the diverted goods?

Defendant asserts that the goods were worth less due to defamatory

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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, March 21, 2019

Hearing Room 1539

10:00 AM

CONT... Mike Omrani

Chapter 7

comments being made by plaintiff. This is not accurate. The goods were worth whatever they were worth. If people were unwilling to buy goods from defendant due to any alleged damage to his reputation, did defendant explore other options for liquidating inventory? Much of defendant's description of events following the issuance of the preliminary injunction sounds very much as if defendant is arguing that two wrongs make a right -- because he contends that Ghouliaan was abusive and unpleasant, it was permissible for Omrani to utilize any value that he could obtain from the inventory for his own benefit or for the benefit of his own business and not to give any portion of any sums that could be realized to Ghouliaan. Is this what Omrani is saying?

Party Information

Debtor(s):

Mike Omrani

Represented By
Stella A Havkin

Defendant(s):

Mike Omrani

Represented By
Stella A Havkin

Plaintiff(s):

Hertzel Ghouliaan

Represented By
Michael F Frank

Rosendo Gonzalez (TR)

Represented By
Michael F Frank

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, March 26, 2019

Hearing Room 1539

10:00 AM

2:09-10720 David Leonard Ross

Chapter 7

Adv#: 2:09-02063 Rubin v. Ross

#1.00 Trial re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(41 (Objection / revocation of discharge - 727(c),(d),(e))) Complaint by Jason Rubin against David Leonard Ross

fr. 1-23-18, 4-10-18, 7-3-18, 9-4-18, 10-9-18, 10-23-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant request for judicial notice (although it appears that the judge's copy is missing the last several exhibits).

On retrial, Court will be trying claims asserted by plaintiff under section 727(a)(2), 727(a)(4) and 523(a)(6). (Court previously ruled that prior determination that discovery sanctions imposed by state court are not dischargeable under section 523(a)(6) may stand. On retrial, the issue is whether the balance of plaintiff's claim may be excepted from discharge under section 523(a)(6).

With regard to claim under section 727(a)(2), a debtor's discharge may be denied under this section if the debtor "with intent to hinder, delay or defraud a creditor

. . . has transferred, removed, destroyed, mutilated, or concealed or has permitted to be transferred, removed, destroyed, mutilated or concealed -- (A) property of the debtor, within one year before the date of the filing of the petition

. . . ." In the view of Judge Altenberger, the foreclosure sale should not be treated as a transfer made within the year prior to bankruptcy (even though it occurred within approximately 7 weeks of the bankruptcy filing) because it was not a transfer by the debtor. Therefore, Judge Altenberger viewed the operative transfer as the granting and recordation of a deed of trust in favor of

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Gentino years earlier and held that this transfer would only qualify as having been made within the time limits of section 727(a)(2) if there was continuing concealment during the operative period.

While it is true that, in the Ninth Circuit, continuing concealment can operate to bring an earlier transfer within the one-year reachback period of section 727(a)(2), on these facts, the Court believes that it may also be appropriate to treat the foreclosure itself as the operative transfer. Section 727(a)(2) applies to transfers made *or permitted* by the debtor. If, in fact, the debtor and his attorney engaged in a scheme to keep property away from the debtor's creditors that included a collusive foreclosure by Gentino, the debtor could certainly be said to have permitted that transfer.

With regard to the plaintiff's claim under section 523(a)(6), any amounts held to be nondischargeable under that section must be the damages attributable to the willful and malicious conduct that formed the basis of that section. The plaintiff has not attempted to prove that the conduct that led to the entry of the original judgment against the debtor was willful and malicious within the meaning of section 523(a)(6). Therefore, the only amount that can be excepted from discharge under this section is the amount of any damage (or any diminished recovery) that resulted from the wrongful conduct, here, the scheme to conceal the debtor's retained ownership of the property. Has plaintiff offered any evidence to quantify that damage?

Party Information

Debtor(s):

David Leonard Ross

Represented By

Benjamin Nachimson

Syed Mohammad R Kazerouni

Michael L Tusken

Defendant(s):

David Leonard Ross

Represented By

Syed Mohammad R Kazerouni

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CONT... David Leonard Ross

Chapter 7

Plaintiff(s):

Jason Rubin

Represented By

Barry R Wegman

Stephan A Mills

Franklin C Adams

Cathy Ta

J. Alexandra Rhim

Rosendo Gonzalez

Trustee(s):

James L Brown (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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2:09-10720 David Leonard Ross

Chapter 7

Adv#: 2:09-02063 Rubin v. Ross

#2.00 Plaintiff's Motion for Entry of Judgment or, In the Alternative, Barring
Presentation of Evidence

Docket 544

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant in part. Due to defendant's failure to comply with court's instructions and local rules in connection with preparation of the amended pretrial order, court has approved for entry the unilateral version of the amended order lodged by plaintiff.

Due to defendant's failure to file direct testimony declarations or any other evidence by the deadlines established by the court's trial procedures order, bar defendant from presenting any direct testimony. Therefore, defendant himself will not be permitted to testify except to the extent that plaintiff opens the door for him by calling him as an adverse witness, in which event, the Court would permit cross-examination (and redirect examination) within the scope of the original examination. Defendant may, however, if he so chooses, cross-examine any declarants or witnesses proffered by plaintiff and may offer opening and closing argument as to whether or not plaintiff has put on a sufficient showing to carry its burden of proof.

Party Information

Debtor(s):

David Leonard Ross

Represented By

Benjamin Nachimson

Seyed Mohammad R Kazerouni

Michael L Tusken

Defendant(s):

David Leonard Ross

Represented By

**United States Bankruptcy Court
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10:00 AM

CONT... David Leonard Ross

Chapter 7

Seyed Mohammad R Kazerouni

Plaintiff(s):

Jason Rubin

Represented By

Barry R Wegman

Stephan A Mills

Franklin C Adams

Cathy Ta

J. Alexandra Rhim

Rosendo Gonzalez

Trustee(s):

James L Brown (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:12-20394 NGOC TAY PHAN

Chapter 7

Adv#: 2:12-01832 MGM Grand Hotel, LLC et al v. PHAN

#1.00 Application and Order for Appearance and Examination - Enforcement of Judgment for Third Person - Linh T. Nguyen

fr. 2-12-19

Docket 78

Courtroom Deputy:

2/7/19 - Attorney for Plaintiff will be submitting new Application/Order and setting hearing for: **APRIL 2, 2019 @ 10AM.**

Tentative Ruling:

If witness appears, have reporter administer oath and direct parties to retire to attorney conference room for examination.

Party Information

Debtor(s):

NGOC TAY PHAN

Represented By
Jonathan T Nguyen

Defendant(s):

NGOC TAY PHAN

Represented By
Jonathan T Nguyen

Movant(s):

MGM Grand Hotel, LLC

Represented By
William A Orzel

Plaintiff(s):

MGM Grand Hotel, LLC

Represented By
William A Orzel

Bellagio, LLC

Represented By
William A Orzel

**United States Bankruptcy Court
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Los Angeles
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10:00 AM

CONT... NGOC TAY PHAN

Chapter 7

Trustee(s):

Alberta P Stahl (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:18-17021 Benjamin Construction and Development, Inc.

Chapter 7

#2.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Civil Case * The non-bankruptcy action is: Beachside Land & Development LLC, and Kimberly Nguyen and Lewis Roberts v. Benjamin Construction & Development, Inc. Beak K. Jeong, Seung Choi and Does 1 through 20 Docket No. SC127755; Superior Court, County of Los Angeles - Central District

MOVANT: BEACHSIDE LAND & DEVELOPMENT, LLC.

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why does movant take the position that mandatory abstention applies? Why doesn't movant simply file a proof of claim against the estate and proceed in state court as against the remaining defendants? Is there any insurance that might cover any of these claims?

Hearing required.

Party Information

Debtor(s):

Benjamin Construction and

Represented By
Kevin Hahn

Movant(s):

Beachside Land & Development,

Represented By
Edmond Richard McGuire

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:19-11073 Isaac Lubag, Jr. and Jackylyn Lubag

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Ford Fusion, VIN: 3FA6P0SU5HR215560

MOVANT: CAB WEST, LLC.

Docket 19

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Isaac Lubag Jr.

Represented By
Lionel E Giron

Joint Debtor(s):

Jackylyn Lubag

Represented By
Lionel E Giron

Movant(s):

Cab West, LLC

Represented By
Jennifer H Wang

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:19-11618 Michael T. Garcia

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Ford Raptor, VIN: 1FTFW1RG6JFB71901

MOVANT: TD AUTO FINANCE, LLC.

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Michael T. Garcia

Represented By
Craig G Margulies

Movant(s):

TD Auto Finance LLC

Represented By
Jennifer H Wang

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:19-12277 Yajaira Rincon

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 ACURA ILX, VIN: 19UD E2F7 1GA0 17480

MOVANT: AMERICAN HONDA FINANCE CORPORATION

Docket 8

Courtroom Deputy:

3/28/19 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 4/2/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Yajaira Rincon

Represented By
David S Hagen

Movant(s):

AMERICAN HONDA FINANCE

Represented By
Vincent V Frounjian

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#6.00 Order to Show Cause Hearing re Contempt

Docket 413

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Rulings on Evidentiary Objections:

Evidentiary objections are to be stated in a separate document and should not be longer than the declaration to which they are objecting. There is no need to make evidentiary objections to factual assertions and legal arguments contained in a memorandum of points and authorities. A memorandum of points and authorities is not evidence. Legal argument by an attorney is not evidence.

There is only one objection that needs to be raised here -- hearsay/lack of personal knowledge. The only fact to which counsel for Baker can actually testify is that the exhibit to her declaration is a true and correct copy of an email she sent to the neutral expert. None of the factual assertions contained in that email constitute admissible evidence. The declarant has not established that she has personal knowledge of any of the purported facts outlined in that email. The only reasonable conclusion that anyone could draw from a review of that document is that all information contained in that email was told to Ms. Ponce by her client, Mr. Baker. Therefore, it is inadmissible hearsay. The Court expressly ordered the defendant to file and serve his own declaration setting forth this information. He has failed to do so. Sustain evidentiary objections to contents of Exhibit 1.

Tentative Ruling on the Merits:

Baker has not filed the declaration required by paragraph 7 of the Court's February 19, 2019 Order to Show Cause. A declaration from counsel attaching an email that she wrote to the neutral expert based on statements

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CONT... CLARK WARREN BAKER

Chapter 7

made to her by Baker is not a declaration from Baker.

Baker has no basis to complain of the procedures used in connection with the issuance of the Court's February 19 Order to Show Cause. There have been numerous motions filed, requesting that this court issue an order to show cause re contempt, that explain in excruciating detail the relief requested by the plaintiff and the basis for that request. Baker has been given far more than the 7 days contemplated by the local rule for responding to that motion. This process has been ongoing for a period of many months. The process that has been afforded to Baker has been more than due process. It cannot be said that Baker has been prejudiced or deprived of the opportunity to respond at any step in this process.

Baker is correct that this Court has already issued a variety of sanctions, but Baker continues to fail and refuse to comply with this Court's orders and argues that he should be permitted to do so with impunity and that the sanctions entered to date are sufficient to vindicate the Court. This Court disagrees.

This court's contempt powers are limited to civil contempt, which means that sanctions must be designed to coerce and not to punish. And a bankruptcy court may use civil contempt, including incarceration, to coerce the payment of monetary sanctions that it imposes if the contemnor has the ability to pay the sanctions. Here, notwithstanding this Court's express order that the debtor file and serve a declaration that includes, among other things, a discussion of why he has not made any payments toward the \$132,633.25 sanctions award and a discussion of all efforts that he has made to locate or obtain funds with which to pay this sanction award [see February 19 Order, p. 7, at lines 17-26], Baker has not provided any information whatsoever as to why he has not paid this amount or whether he is in a position to pay this amount. Both the memorandum of points and authorities and counsel's declaration are utterly silent on this issue.

It is not this court's intention to incarcerate Baker for failing to pay something unless he is able to pay it. It is not this court's intention to incarcerate Baker for failing to do something unless he has the ability to do it. That is why this Court's order provided that, if Baker contends he lacks the ability to comply

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CONT... CLARK WARREN BAKER

Chapter 7

with this Court's prior orders, he must file a declaration explaining why he could not comply, but Baker has failed to offer any evidence whatsoever as to whether he can or can't do either of these things.

Baker certainly has the ability to provide the declaration that the Court ordered him to file. It is therefore wholly appropriate for this Court to incarcerate him until he has provided the declaration that the court has requested so that the Court can determine whether he has the ability to comply with its prior orders.

Further, although this Court does not have criminal contempt authority, the district court does. Therefore, if the Court determines that punitive sanctions are warranted, it is wholly appropriate for this Court to ask the District Court to withdraw the reference for the purpose of considering whether to impose criminal sanctions.

Baker argues that this Court should simply enter a judgment against him and leave it at that. This is not a decision for Baker to make. Baker cannot simply ignore orders of this Court and assume that the worst that should happen is that judgment will be entered against him. Baker cannot disobey court orders and destroy relevant documents with impunity.

In light of the foregoing, the Court should do the following:

1. Make the Additional Findings set forth in paragraph 11 of the February 19 order;
2. Hold Baker in civil contempt for having failed to comply with prior orders of this court in the respects set forth in paragraph 10 of the February 19 order, issue a warrant for his arrest and direct that he be incarcerated until he performs the Affirmative Acts set forth in paragraph 8 of the February 19 order;
3. Make a criminal referral to the U.S. Attorney based on Baker's spoliation of evidence as described in paragraph 1(c)(i) of the February 19 order; and
4. Set a continued hearing to evaluate, based on information contained in any declaration that Baker may subsequently file pursuant to paragraphs 7 and 9 of the February 19 order, whether to impose the additional sanctions referenced in paragraphs 1(d) and 1(e) of the February 19 order.

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Tuesday, April 2, 2019

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CONT... CLARK WARREN BAKER

Chapter 7

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
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Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#7.00 Status Conference re: Order to Show Cause re: Contempt why Defendant Clark Baker should not be held in contempt for failing to comply with this court's 10/5/17

fr. 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19

Docket 339

***** VACATED *** REASON: OFF CALENDAR. SEE CALENDAR NO. 6**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 8, 2018:

Rulings on Plaintiff's Evidentiary Objections:

(Court has numbered individual objections interposed by plaintiff.)

1. Sustain.
2. Sustain.
3. Overrule.
4. Overrule.
5. Overrule.
6. Overrule.
7. Sustain.
8. Sustain.
9. Sustain.
10. Sustain.
11. Overrule.
12. Overrule.
13. Overrule.
14. Overrule.
15. Overrule.

Tentative Ruling on Merits:

Baker has fundamentally misconstrued what the court has ordered. The

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CONT... CLARK WARREN BAKER

Chapter 7

Court did not order Baker to provide Anderson with access to what Pickrell read or to emails that Baker has determined are relevant. The Court ordered Baker to provide Anderson with access to the same sources to which Pickrell was given access. The scope of the court's order is not limited to emails that Baker has decided relate to this litigation. Plaintiff should be given access to the email systems that Baker has used so that plaintiff can ascertain whether there are additional emails and files that Baker has attempted to prevent him from seeing. Further Baker does not sufficiently address or refute plaintiff's contention that he has deleted emails for which he has not accounted. Baker's testimony concerning the amount of spam he receives and the spam he deleted is insufficient to account for the large quantity of data that appears to have vanished.

Court is inclined to enter the proposed form of order lodged by Baker, or at least significant portions of it; however, there is a problem. An OSC re contempt must be specific as to the possible sanctions to be imposed if a party is found in contempt and needs to be specific as to the allegedly contemptuous conduct.

Court will need to issue a new form of OSC that sets forth possible sanctions that may be imposed. Discuss with parties form of that order.

Final Ruling for May 8, 2018:

See written order entered June 27, 2018.

Tentative Ruling for June 27, 2018:

Court has signed a simplified and streamlined version of the proposed order lodged by the plaintiff last week; however, inasmuch as the form of that order was disputed and it wasn't even signed until June 26, 2018, the court modified the deadlines set forth in that order to give defendant the same amount of time to comply as had been originally envisioned by the Court. The new dates set forth in that order include restoration by July 27, 2018, filing of the compliance declaration by August 3, 2018, service of reply papers by August 10, 2018 and a hearing on the OSC on August 16, 2018 at 10:00 a.m.

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Chapter 7

Accordingly, this hearing should be continued to (or set for) August 16, 2018 at 10:00 a.m.

Tentative Ruling for August 16, 2018:

Defendant has not filed an opposition or response to this Court's June 26, 2018 OSC (the "OSC") and has not filed the compliance declaration that was due August 3, 2018. Thus, defendant has not offered the court any evidence to support the conclusion that he restored the required data by July 27, 2018 or sent out the preservation notices by July 27, 2018 to the vendors and witnesses listed on attachments D and E of the OSC (or any of the other parties identified in paragraph 18(a) of the OSC). Nor has the defendant offered the Court any evidence to support the conclusion that he is unable to restore the required data.

Enter an order:

- 1) making the factual findings set forth in paragraphs 3(a) through (g) of the OSC;
- 2) holding defendant in civil contempt and imposing monetary sanctions against him in an amount sufficient to compensate plaintiff for the cost of bringing multiple motions designed to compel him to cooperate in discovery. (Has plaintiff filed a declaration authenticating attorneys' fee statements setting forth fees and costs attributable to this work?)
- 3) continuing the hearing on whether to refer defendant to the US Attorney for criminal prosecution until after the court has heard the report of the neutral expert;
- 4) continuing the hearing on whether to make a report and recommendation to the district court that defendant be held in criminal contempt until after the court has heard the report of the neutral expert;
- 5) appointing a neutral expert by entering an order substantially in the form attached as Exhibit J to the OSC; and

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Chapter 7

6) making the findings set forth in paragraphs 12(a) through (i) of the OSC and prohibiting Baker from raising or contesting any of these findings or offering any evidence or argument contrary to these findings.

Final Ruling from August 16, 2018:

Having found that the defendant had failed to take various required steps, the Court entered an order on August 16, 2018, making certain findings of fact, prohibiting Baker from disputing these findings, allowing plaintiff his attorneys' fees and costs in an amount to be determined at a hearing scheduled for September 27, 2018, after giving the defendant an opportunity to review and respond to the amounts requested for which the court set a briefing schedule and directing the appointment of a neutral expert pursuant to a separate order entered September 6, 2018. Continued hearing on amount of fees and expenses set for September 27, 2018 at 2:00 p.m.

Tentative Ruling for September 27, 2018:

Overrule evidentiary objections. Disallow any additional reimbursement for preparing a reply brief. Defendant's opposition does not warrant a response. Baker has not objected to any of the specific fees or expenses requested by plaintiff and does not raise any arguments as to the reasonableness of the fees or expenses requested.

Disallow administrative fees of 3.5 percent. Court does not permit reimbursements to be calculated in this manner. Court will not reimburse for Bovitz and Spitzer's fees without a copy of that firm's billing statement, which does not appear to have been included in papers filed by plaintiff.

The Court having granted plaintiff's motions to compel discovery and having found that (1) defendant's conduct necessitated the bringing of multiple motions to compel discovery and to compel compliance with orders granting those motions; (2) movant attempted in good faith to obtain compliance before bringing these motions; (3) defendant's failure to respond to prior orders was not substantially justified; and (4) there are no other circumstances that would make it unjust for the court to impose plaintiff's costs for bringing and prosecuting these motions upon the defendant,

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Chapter 7

pursuant to FRCP 37(1)(5), made applicable herein by FRBP 7037, allow costs of \$686.46 and fees of \$132,633.25.

Tentative Ruling for December 11, 2018:

Order imposing sanctions entered September 28, 2018 set a continued hearing for December 11, 2018 at 2:00 p.m. and provided that "This hearing shall be a holding date; the Court will schedule further briefing and hearing on the Continued Matters (as defined in this Court's August 16, 2018 Order) after it has received and reviewed the report of the neutral expert."

Court has received and reviewed the neutral expert's initial progress report, but it appears from that report that no substantive analysis of the data obtained from defendant has yet occurred. To date, the experts efforts appear to have been focused on obtaining and imaging/preserving the data on the defendant's devices. The expert has not yet begun searching for material that may be relevant to this matter.

Discuss with expert and the parties timeline and next steps in this action.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Order imposing sanctions entered September 28, 2018 set a continued hearing for December 11, 2018 at 2:00 p.m. (later continued to January 8, 2019 by stipulation) and provided that "This hearing shall be a holding date; the Court will schedule further briefing and hearing on the Continued Matters (as defined in this Court's August 16, 2018 Order) after it has received and reviewed the report of the neutral expert."

Court has received and reviewed the neutral expert's initial progress report, but it appears from that report that no substantive analysis of the data obtained from defendant has yet occurred. To date, the experts efforts appear to have been focused on obtaining and imaging/preserving the data on the defendant's devices. The expert has not yet begun searching for

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CONT... CLARK WARREN BAKER

Chapter 7

material that may be relevant to this matter.

Discuss with expert and the parties timeline and next steps in this action.
Deny motion to strike. Defendant will be given an opportunity to respond
when court sets briefing schedule.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard
concurrently with related matters on calendar for that date and time. OFF
CALENDAR FOR MARCH 12, 2019.

OFF CALENDAR. THIS MATTER HAS NOW BEEN SUPERSEDED BY THE
ORDER TO SHOW CAUSE ON CALENDAR AS MATTER NO. 6.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#8.00 Motion By Plaintiff James Murtagh, M.D. For Order: (A) Directing Neutral Expert To Turn Over to Bruce Anderson All Data Acquired In This Case; And (B) For Related Relief

fr, 3-12-19

Docket 411

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/6/19 -- Court granted motion to continue hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

By failing to respond to plaintiff's discovery requests in a timely manner, Baker has waived any objections and any attorney/client privilege and any protections for attorney work product. However, other parties have not waived any privileges that might be applicable, if there are such privileges available with regard to communications to which Baker was a party.

Formulate practical measures for use by Mr. Broom to cull out from any materials to be turned over to plaintiff communications and data that have no bearing on the instant lawsuit or issues concerning Dr. Murtagh. This should address concerns raised by NIC and Scott Vick and any other third parties who may be affected by turnover of data.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Movant(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#8.10 Natural Immunogencis Corp's Motion to Intervene and for a Rule 26(c)
Protective Order

Docket 424

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant solely to the extent necessary to address issues concerning protective order. See tentative ruling for matter no. 8.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#9.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 5/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:
Cont'd status conference -- September 27, 2016 at 2:00 p.m.
L/D to file joint status report -- September 13, 2016
Discovery cutoff -- September 30, 2016
L/D to lodge order appointing mediator -- June 17, 2016
Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 13, 2017.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status report that should have been filed two weeks before status conference?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Tentative Ruling for April 2, 2019:

Revisit status of action after conclusion of hearing on related matters on calendar.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:14-13200 AJ DeBellis

Chapter 7

Adv#: 2:17-01375 DeBellis et al v. UNITED STATES OF AMERICA on behalf of the

#200.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by AJ DeBellis, Victoria Collette DeBellis against United States of America on behalf of the Internal Revenue Service, State Of California Franchise Tax Board

fr. 10-3-17, 1-23-18, 5-8-18, 6-12-18,8-14-18, 11-6-18, 12-4-18, 2-26-19

Docket 1

***** VACATED *** REASON: 3/29/19 - STIPULATED JUDGMENT
ENTERED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late April, 2018 and continue status conference to approximately same time frame.

1/24/18 -- Court approved scheduling order setting following dates:

L/D to complete discovery -- April 30, 2018
L/D to file pretrial motions -- June 15, 2018
Cont'd status conference -- May 8, 2018 at 2:00 p.m.
L/D to file joint status report -- April 24, 2018

4/2/18 -- Court approved stipulation setting following dates:

Cont'd status conference -- June 12, 2018 at 2:00 p.m.
Cont'd discovery cutoff -- May 30, 2018
New L/D to file pretrial motions -- July 20, 2018
New L/D to file joint status report -- May 29, 2018

OFF CALENDAR FOR MAY 8, 2018.

5/16/18 -- Court approved stipulation modifying scheduling order in the following respects:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... AJ DeBellis

Chapter 7

L/D to complete discovery -- July 31, 2018
L/D to file dispositive motions -- August 24, 2018
Status conference -- August 14, 2018 at 2:00 pm
L/D to file joint status report -- July 31, 2018

OFF CALENDAR FOR JUNE 12, 2018.

7/27/18 -- Court approved stipulation continuing discovery cutoff to October 31, 2018, continuing deadline for filing pretrial motions to November 15, 2018 and continuing status conference to November 6, 2018 at 2:00 p.m. Parties shall file joint status report not later than October 23, 2018. OFF CALENDAR FOR AUGUST 14, 2018.

10/22/18 -- Court approved stipulation continuing discovery cutoff to November 30, 2018, continuing deadline for filing pretrial motions to December 21, 2018 and continuing status conference to December 4, 2018 at 2:00 p.m. Parties shall file joint status report not later than November 20, 2018. OFF CALENDAR FOR November 6, 2018.

Tentative Ruling for December 4, 2018:

Court previously set a discovery cutoff that has been continued to November 30, 2018. The parties have still not completed discovery? Has any discovery been conducted? Does defendant anticipate filing a motion for summary judgment? Order parties to complete a day of mediation prior to date of continued status conference.

12/6/18 -- Court signed scheduling order setting following dates:

L/D to complete mediation -- February 22, 2019
L/D to lodge order appointing mediator -- December 21, 2018
L/D to file pretrial motions -- March 18, 2019
Cont'd status conference -- February 26, 2019 at 2:00 p.m.
L/D to file joint status report -- February 12, 2019

12/27/18 -- Court approved order appointing mediators.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... AJ DeBellis

Chapter 7

Tentative Ruling for February 26, 2019:

Parties report that matter settled at mediation. What is the structure of the settlement? What has to happen before this adversary proceeding will be resolved? Hearing required.

3/29/19 -- Court approved stipulated form of judgment. OFF CALENDAR.
ACTION RESOLVED.

Party Information

Debtor(s):

AJ DeBellis

Represented By
Mark T Young

Defendant(s):

UNITED STATES OF AMERICA

Represented By
Jolene Tanner

State Of California Franchise

Represented By
Charles Tsai

Joint Debtor(s):

Victoria Collette DeBellis

Represented By
Mark T Young

Plaintiff(s):

Victoria Collette DeBellis

Represented By
Mark T Young

AJ DeBellis

Represented By
Mark T Young

Trustee(s):

Richard K Diamond (TR)

Represented By
Ivan L Kallick

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:17-19964 Shepherd University

Chapter 7

Adv#: 2:19-01017 Bradley D. Sharp, Chapter 7 Trustee v. Global Merchant Cash, Inc.

#201.00 Status Conference re: 12 (Recovery of money/property - 547 preference))
Complaint by Bradley D. Sharp, Chapter 7 Trustee against Global Merchant
Cash, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Shepherd University

Represented By
Jaenam J Coe

Defendant(s):

Global Merchant Cash, Inc.

Pro Se

Plaintiff(s):

Bradley D. Sharp, Chapter 7 Trustee

Represented By
Elissa Miller

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#202.00 Motion for Judgment on the Pleadings

Docket 68

***** VACATED *** REASON: CONT'D. TO 4/16/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/26/19 -- Court granted motion to continue hearing to April 16, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Movant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-10510 Lisa Nicole Brubaker

Chapter 7

Adv#: 2:18-01230 Brubaker v. Firstmark Access Group et al

#203.00 Pretrial Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Lisa Nicole Brubaker against Firstmark Access Group , Nelnet Loan Service Inc , Deutsche Bank ELT Access Group , American Student Loan Assistance
fr. 9-26-18, 10-23-18, 1-15-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 5/7/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late February. Set pretrial conference for late March. Require parties to complete a day of mediation prior to date of pretrial conference.

1/25/19 -- Court approved scheduling order with following dates:

L/D to file pretrial motions -- March 12, 2019
L/D to conduct discovery -- February 28, 2019
L/D to lodge pretrial order -- March 19, 2019
Pretrial conference -- April 2, 2019 at 2:00 p.m.
L/D to lodge order appointing mediator -- February 11, 2019
L/D to complete mediation -- April 2, 2019

2/12/19 -- Court approved order appointing mediators.

3/5/19 -- Court approved stipulation continuing pretrial conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

Lisa Nicole Brubaker

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... Lisa Nicole Brubaker

Chapter 7

Defendant(s):

Firstmark Access Group	Pro Se
Nelnet Loan Service Inc	Pro Se
Deutsche Bank ELT Access Group	Pro Se
Educational Credit Management	Represented By Scott A Schiff
AccessLex Institute dba Access	Represented By Scott S Weltman
AccessLex Institute dba Access	Represented By Scott S Weltman

Plaintiff(s):

Lisa Nicole Brubaker	Pro Se
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Trustee(s):

John J Menchaca (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:18-01424 Olmo et al v. Wiltsey

#204.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(65 (Dischargeability - other))Complaint by Keith Olmo against Matthew Edward Wiltsey

fr. 2-5-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/9/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference to April 9, 2019 at 2:00 p.m. to coincide with hearing on default judgment motion. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Matthew Edward Wiltsey	Pro Se
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Defendant(s):

Matthew Edward Wiltsey	Pro Se
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Plaintiff(s):

Keith Olmo	Represented By Carl Mueller
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Frontline Capital, Inc.	Represented By Carl Mueller
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Trustee(s):

Sam S Leslie (TR)	Represented By Lynda T Bui Rika Kido
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... Matthew Edward Wiltsey

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-22352 Floyd Naymon Foster, Sr.

Chapter 7

Adv#: 2:19-01015 Credit Union of Southern California v. Foster, Sr.

#205.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Credit Union of Southern California against Floyd Naymon Foster Sr.

Docket 1

Courtroom Deputy:

3/4/19 - Default entered against Floyd Naymon Foster, Sr.

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Floyd Naymon Foster Sr.

Represented By
Steven A Alpert

Defendant(s):

Floyd Naymon Foster Sr.

Pro Se

Plaintiff(s):

Credit Union of Southern California

Represented By
Karel G Rocha

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#206.00 Defendant Admire Capital Lending, LLC's Motion to Dismiss Adversary Proceeding under 12(b)(6)

Docket 7

***** VACATED *** REASON: CONT'D. TO 5/7/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Movant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Raymond H. Aver

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#207.00 Defendant Beverly Hills Bestfields Investments, Inc.'s Motion to Dismiss Adversary Proceeding 12(b)(6)

Docket 11

***** VACATED *** REASON: CONT'D. TO 5/7/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Movant(s):

Beverly Hills Bestfields

Represented By
Nami Kang

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Raymond H. Aver

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#208.00 Status Conference re: 91 (Declaratory judgment),(14 (Recovery of money/property - other)) Complaint by Union & Grattan Properties, LLC against Admire Capital Lending, LLC, Benjamin An, Beverly Hills Bestfields Investments, Inc.

Docket 1

***** VACATED *** REASON: CONT'D. TO 5/7/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Raymond H. Aver

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01022 Avery v. Beverly Hills Bestfields Investments, Inc. et al

#209.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) Complaint by Wesley H Avery against Beverly Hills Bestfields Investments, Inc., Benjamin An, Corbel Architects, Inc., Accu-Test Structural Laboratories, Inc., Thomas Kim, King Star Security Patrol, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/5/19 -- Court approved stipulation continuing defendant's deadline to respond to complaint to March 13, 2019.

Tentative Ruling for April 2, 2019:

Is it appropriate for the trustee to have sued all of these lienholders in a single adversary proceeding? Would it have been more appropriate for separate adversary proceedings to be brought against these defendants?

None of the parties have asked that the matter be sent to mediation. What needs to happen before it would be appropriate to send this matter to mediation?

Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Beverly Hills Bestfields

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

	Nami Kang
Benjamin An	Represented By Steven J Barkin
Corbel Architects, Inc.	Represented By Matthew A Lesnick
Accu-Test Structural Laboratories, King Star Security Patrol, Inc.	Pro Se Represented By Baird A Brown
Thomas Kim, dba Global	Pro Se

Plaintiff(s):

Wesley H Avery	Represented By Varand Gourjian
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Trustee(s):

Wesley H Avery (TR)	Represented By Varand Gourjian
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#210.00 Status Conference re: 31 (Approval of sale of property of estate and of a co-owner - 363(h)) Complaint by Wesley H Avery against Bon Koo Kim, Youngsook Kim, Ki Y Jang

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

In status report, trustee states that he has agreed to extend the deadline for Bon Koo Kim and Youngsook Kim to respond to the complaint until April 10, 2019. Court approval is required for such an extension. Trustee should either file a stipulation to this effect and upload order or at least upload a form of order to memorialize this extension.

Can this matter be adjudicated before the adversary proceeding on calendar as number 209 has been resolved, at least in part? How can the court determine whether there is any equity in the property and therefore whether there is any point in authorizing a sale of the property until it has determined whether any of the liens the trustee has challenged are avoidable?

Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Bon Koo Kim

Pro Se

Youngsook Kim

Pro Se

Ki Y Jang

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01355 NG DIP Liquidating Trust v. Echo Global Logistics, Inc.

#211.00 Motion for Default Judgment against Defendants

Docket 6

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Echo Global Logistics, Inc.

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01355 NG DIP Liquidating Trust v. Echo Global Logistics, Inc.

#212.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Echo Global Logistics, Inc.

fr. 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Echo Global Logistics, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01356 NG DIP Liquidating Trust v. EnVista LLC (aka Envista Concepts)

#213.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against EnVista LLC (aka Envista Concepts)

fr. 1-8-19

Docket 1

***** VACATED *** REASON: 3/7/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/18/19 -- Court approved order extending deadline to respond to complain to January 31, 2019.

OFF CALENDAR. ACTION HAS BEEN DISMISSED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

EnVista LLC (aka Envista Concepts) Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01357 NG DIP Liquidating Trust v. Facebook, Inc.

Chapter 11

#214.00 Status Conference re: 12(Recovery of money/property - Section 547 preference)
Complaint by NG DIP Liquidating Trust against Facebook, Inc.

fr. 1-8-19, 2-26-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

1/30/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

3/4/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Facebook, Inc.

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01358 NG DIP Liquidating Trust v. IMG Models, Inc.

Chapter 11

#215.00 Status Conference re: 12 (Recovery of money/property - Section 547 preference. Complaint by NG DIP Liquidating Trust against IMG Models, Inc.

fr. 1-8-19, 2-26-19

Docket 1

***** VACATED *** REASON: 3/12/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m.
OFF CALENDAR FOR JANUARY 8, 2019.

1/25/19 -- Court approved stipulation continuing response date to March 8, 2019 and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

OFF CALENDAR. MOTION HAS BEEN DISMISSED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

IMG Models, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT...

**NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Gary E Klausner
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01359 NG DIP Liquidating Trust v. I-parcel, LLC

#216.00 Status Conference re: 12(Recovery of money/property - Section 547 preference)
Complaint by NG DIP Liquidating Trust against I-parcel, LLC.

fr. 1-8-19, 2-26-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to april 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

I-parcel, LLC

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01360 NG DIP Liquidating Trust v. Kacoo USA, LLC

Chapter 11

#217.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Kacoo USA, LLC.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

1/18/19 -- Court approved order extending deadline to respond to complain to January 31, 2019.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Kacoo USA, LLC

Represented By
Lana Milojevic

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01361 NG DIP Liquidating Trust v. Lavish Alice

Chapter 11

#218.00 Motion for Default Judgment against Defendant

Docket 7

***** VACATED *** REASON: 3/29/19 - WITHDRAWN**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lavish Alice

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01361 NG DIP Liquidating Trust v. Lavish Alice

#219.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Lavish Alice.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 5/21/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

3/29/19 -- Court approved stipulation pursuant to which motion for default judgment was withdrawn, defendant was given until May 13, 2019 to respond to complaint and status conference was continued to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lavish Alice

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01362 NG DIP Liquidating Trust v. Lee + Lani, LLC

Chapter 11

#220.00 Motion for Default Judgment against Defendant

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion provides copy of cleared check, but what was the transfer for? What admissible evidence has the trustee offered in support of the other elements necessary to state a claim under section 547(b)? Court expects plaintiff to actually prove up his case.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lee + Lani, LLC

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01363 NG DIP Liquidating Trust v. Luxury Garage Sale, Inc.

#221.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Luxury Garage Sale, Inc.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/30/19 -- Court signed order continuing response date to March 1, 2019.

3/7/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

Luxury Garage Sale, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01364 NG DIP Liquidating Trust v. Madison Administrative Services, Inc.

#222.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Madison Administrative Services, Inc.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Continue status conference approximately 90 days.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Madison Administrative Services,

Represented By
Ovsanna Takvoryan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01365 NG DIP Liquidating Trust v. Pursue

Chapter 11

#223.00 Motion for Default Judgment against Defendant

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Plaintiff cannot seek to recover by way of a default judgment an amount that exceeds the amount requested in the original complaint. If plaintiff would like to increase the amount of his prayer, he will need to file and serve an amended complaint.

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Pursue

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01365 NG DIP Liquidating Trust v. Pursue

#224.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Pursue.

fr. 1-8-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Pursue

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01366 NG DIP Liquidating Trust v. Rakuten Marketing, LLC

#225.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Rakuten Marketing, LLC.

fr. 1-8-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 4/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/17/19 -- Court approved order extending defendant's deadline to respond to complaint to January 31, 2019.

2/1/19 -- Court approved stipulation continuing response date to March 7, 2019.

3/11/19 -- Court approved stipulation continuing response date to March 15, 2019 and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Lorie A Ball
David B Shemano**

Chapter 11

Defendant(s):

Rakuten Marketing, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01367 NG DIP Liquidating Trust v. United Parcel Service, Inc.

#226.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against United Parcel Service, Inc.

fr. 1-8-19, 2-26-19

Docket 1

***** VACATED *** REASON: CONT'D TO 4/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to april 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

United Parcel Service, Inc.

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01368 NG DIP Liquidating Trust v. Wish for Falling Star, Inc.

#227.00 Motion for Default Judgment against Defendants

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Wish for Falling Star, Inc.

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01368 NG DIP Liquidating Trust v. Wish for Falling Star, Inc.

#228.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Wish for Falling Star, Inc.

fr. 1-8-19

Docket 3

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Wish for Falling Star, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:19-12186 Walk Like a Man, LLC

Chapter 7

#1.00 Order to Appear and Show Cause re: Dismissal as Debtor is a Non-Individual not represented by Counsel pursuant to LBR 9011-2(A)

Docket 5

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has not received response to OSC. Unless attorney attends and plans to file notice of appearance, dismiss case.

Party Information

Debtor(s):

Walk Like a Man, LLC	Pro Se
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Trustee(s):

Howard M Ehrenberg (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:18-24061 Yalonda S Conrad

Chapter 7

**#2.00 Reaffirmation Agreement Between Debtor and VW Credit, Inc.
[Presumption of Undue Hardship]**

Docket 9

***** VACATED *** REASON: 4/1/19 - WITHDRAWN**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Attorney has signed and it appears that the presumption of hardship box was checked in error. Is this correct? If so, debtor can file amended agreement and court approval will not be required.

Party Information

Debtor(s):

Yalonda S Conrad

Represented By
Paul Y Lee

Movant(s):

VW CREDIT, INC.

Represented By
John Rafferty

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:16-21443 Tod C Brewer

Chapter 7

#3.00 Trustee's Motion for an Order:

- 1) to Sell Property of the Estate Free and Clear of Liens under Section 363(f) of Greg Brewer
- 2) Approve Overbid Procedure
- 3) Approve Payment of Commissions
- 4) Find Purchasers are Good Faith Purchasers
- 5) Waive Rule 6004(h) Stay

Docket 108

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Tod C Brewer

Represented By
Andrew S Mansfield

Trustee(s):

Heide Kurtz (TR)

Represented By
Timothy J Yoo
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:17-22362 Golden Vista Construction Inc

Chapter 7

#4.00 Trustee's Motion For an Order:

(1) Authorizing Sale Of Estates Right, Title, And Interest In Personal Assets Free And Clear Of Lien Of NAS Surety Group

(2) Approving Overbid Procedure

(3) Waiving Rule 6004(H) Stay

Docket 108

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The proposed purchaser is the debtor's president and the only valuation information contained in the motion is based on the values set forth in the debtor's schedules. Did the trustee make any effort to ascertain whether the values set forth on the schedules are accurate? Did the trustee make any effort to market any of the assets? Is the trustee proposing that the lender's liens attach to the proceeds of sale, pending entry of an order of the court determining that the lender does not hold a valid security interest in any of the items to be sold?

Hearing required.

Party Information

Debtor(s):

Golden Vista Construction Inc

Represented By
Jason Wallach

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:18-11963 Aaron White

Chapter 7

#5.00 Trustee's Motion for an Order:

- (1) Approving Sale of the Estate's Interest in Real Property Free and Clear of Interests Under 11 U.S.C. Section 363(f)
- (2) Approving the Proposed Overbid Procedure
- (3) Determining that Buyers are Entitled to Section 363(m) Protection
- (4) Authorizing the Payment of Commission

Docket 27

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale to the highest bidder.

Party Information

Debtor(s):

Aaron White

Represented By
Daniel King

Trustee(s):

Carolyn A Dye (TR)

Represented By
Amy L Goldman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#6.00 Debtors' Motion for an Order:

- (1) Approving The Sale Of Real Property Free And Clear Of All Liens, Claims, Encumbrances, And Interests, With The Exception Of Enumerated Exclusions,
- (2) Authorizing And Approving The Payment Of Certain Claims From Sale Proceeds
- (3) Providing Related Relief

Docket 241

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#7.00 Debtor's Motion For Order:

(1) Approving Disclosure Statement Describing Debtors' Plan Dated December 31, 2018

(2) Setting Plan Solicitation And Confirmation Procedures

fr. 2-12-19, 3-5-19, 3-20-19

Docket 224

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to see if sale closes.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Movant(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

CONT...

Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Beth Ann R Young

GiGi Renee Shepherd

Represented By

Ron Bender

Todd M Arnold

Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

**#8.00 Debtor's Disclosure Statement Describing Debtors' Plan of Reorganization
Dated December 31, 2018**

fr. 2-12-19, 3-5-19, 3-20-19

Docket 223

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 12, 2019:

In light of the issues that the debtors have had with consummating a sale of the property, the Court agrees that the plan and confirmation order should contain provisions that explain what will happen if a sale isn't consummated by a date certain. (There can be a procedure for applying for an extension of that date.) The court does not want to be in the situation of having a plan confirmed that never goes effective.

Additional Comments on Plan:

1. As the debtors have reserved the right to object to claims, the plan should include provisions concerning a disputed claim reserve.
2. The section on modification should be updated to include 1127(e).
3. The discharge section should be changed to provide that debtors will only receive a discharge once they have made all the payments due under the plan.

Disclosure Statement:

Debtors should add a discussion of the current status of the Keros settlement and more information concerning recent efforts to consummate a sale of the properties.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Tentative Ruling for March 5, 2019:

Court still has a few questions and concerns about the plan structure.
Hearing required.

Tentative Ruling for April 3, 2019:

Continue hearing to see if sale closes.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#9.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-30-17, 9-6-17, 11-29-17, 12-12-17, 3-14-18, 3-21-18, 6-13-18, 6-27-18,
8-29-18, 11-28-18, 2-12-19, 3-5-19, 3-20-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/23/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 10:00 a.m. OFF CALENDAR FOR AUGUST 30, 2017.

Tentative Ruling for September 6, 2017:

Why are these debtors in bankruptcy? They can well afford to pay claims against them. It appears that this case was filed to obtain the benefit of a more favorable forum for the resolution of their disputes with the Keros concerning the enforceability of a prepetition sale agreement. Why can't that dispute simply be resolved in state court? Hearing required.

9/14/17 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- September 15, 2017

Bar date -- November 17, 2017

L/D to file updated status report -- November 22, 2017

Cont'd status conference -- November 29, 2017 at 11:00 a.m.

Tentative Ruling for December 12, 2017:

Revisit status of case after conclusion of related matters on calendar.

Final Ruling for December 12, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd Chapter 11

Continue hearing to March 14, 2018 at 11:00 a.m. Debtor should file updated status report by March 2, but could will waive that requirement if the debtor schedules a hearing on a sale motion concurrently with the continued case status conference.

Tentative Ruling for March 14, 2018:

Continue hearing to March 21, 2018 at 10:00 a.m. to be heard concurrently with motion for approval of compromise with LA Conservancy.
APPEARANCES WAIVED ON MARCH 14, 2018.

Tentative Ruling for March 21, 2018:

Do debtors have any realistic prospect of being able to pay Keros the settlement payment by March 31, 2018? If so, how? Hearing required.

Tentative Ruling for June 13, 2018:

Continue case status conference to June 27, 2018 at 10:00 a.m. so that it may be heard concurrently with new motion for approval of sale. OFF CALENDAR FOR JUNE 13, 2018.

Tentative Ruling for June 27, 2018:

Well, it happened again. Another sale motion has been withdrawn. What went wrong this time? Hearing required.

Tentative Ruling for August 29, 2018:

When does debtor anticipate that it will be filing motion for approval of compromise with RND? What progress, if any, has Pacific Union made with regard to finding a buyer for the property? Is the idea that the property will be sold subject to the agreement with the conservancy, meaning that the buyer will have to locate a spot to which the house can be moved and pay for the cost of moving it? How is that not a substantial disincentive to any buyer to buy the property?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Hearing required.

Tentative Ruling for November 28, 2018:

Have the parties succeeded in negotiating an extension of the Keros settlement agreement? Have the new brokers managed to locate anyone interested in purchasing either property? Has there been any interest in either property in recent weeks? Hearing required.

Tentative Ruling for February 12, 2019:

Revisit status of case after conclusion of hearing on disclosure statement. (Debtors do not need to keep answering all questions in the original order setting the status conference in subsequent status reports. They only need to apprise the court of the current status of the case and significant developments since the last status conference.)

Tentative Ruling for March 5, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 3, 2019:

Is court correct in assuming that, if sale closes, debtors will be dismissing this case rather than confirming a plan? Hearing required.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

10:00 AM

CONT...

Paul Stuart Shepherd and GiGi Renee Shepherd

Beth Ann R Young

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

11:00 AM

2:18-11392 Phoenix Warehouse of California, LLC

Chapter 7

#100.00 Order (i) to Show Cause Why this Case should not be Dismissed Based on Debtor's Refusal/Inability to Provide a Knowledgeable Witness within the District at no Expense to Creditors

fr. 1-9-19

Docket 51

***** VACATED *** REASON: VACATE/DISCHARGE OSC. NO APPEARANCE REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has reviewed the parties' joint status report. Vacate/discharge the OSC. Court will prepare order. No appearance required.

Party Information

Debtor(s):

Phoenix Warehouse of California,

Represented By
Walter K Oetzell
Uzzi O Raanan ESQ
John N Tedford

Trustee(s):

Peter J Mastan (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

11:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

#101.00 Status Conference re: Debtor's Motion to Convert Case From Chapter 7 to 13
fr. 2-26-19

Docket 32

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling from February 27, 2019:

Debtor has no disposable income and can only make payments to creditors if family members make regular contributions. Plan that debtor would propose would not be confirmable, as it would not deliver as much value to creditors (namely, 100 percent of their claims), as would a sale of the property in chapter 7. Therefore, conversion would be pointless and represents merely an attempt to enable debtor's family members to keep the property. This is not a good faith effort to reorganize under chapter 13. Therefore, deny motion to convert.

Final Ruling for February 27, 2019:

Continue hearing to April 3, 2019 at 11:00 a.m. as a status conference. (Court did not require parties to file status report.) (Moore's want to refinance the property and pay all claims and administrative expenses.)

Tentative Ruling for April 3, 2019:

What has transpired in this case since February 27, 2019, if anything?
Hearing required.

Party Information

Debtor(s):

Geneva McGrigg

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

11:00 AM

CONT... Geneva McGrigg

Chapter 7

Theresa Hana

Movant(s):

Geneva McGrigg

Represented By
Theresa Hana

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

11:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

Adv#: 2:18-01255 Avery

#102.00 Defendant's Ex Parte Motion to Set Aside Default Judgment

fr. 2-5-19, 2-26-19

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 5, 2019:

Deny motion. In the moving papers, the movant acknowledges receipt of the trustee's adversary complaint and that they were advised to seek legal counsel. The fact that the defendants did not understand the papers does not constitute excusable neglect. They should have sought assistance or at least shown up in court to ask what was going on and make an effort to defend themselves. Instead, they did nothing. Nothing in the moving papers constitutes *excusable* neglect. It is not appropriate for them to do nothing and permit a default to be entered and a default judgment to be entered and thereafter to seek to vacate the dismissal now that they realize the significance of the complaint.

Final Ruling for February 5, 2019:

Continue hearing to February 27, 2019 at 10:00 a.m. to be heard concurrently with motion to convert to chapter 13. If court denies conversion, court is likely to deny this motion, but, if court grants motion to convert, it may grant this motion.

Tentative Ruling for February 27, 2019:

Revisit motion after conclusion of hearing on motion to convert.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

11:00 AM

CONT... Geneva McGrigg

Chapter 7

Final Ruling for February 27, 2019:

Continue hearing to April 3, 2019 at 11:00 a.m. as a status conference.
(Court did not require parties to file status report.) (Moore's want to refinance
the property and pay all claims and administrative expenses.)

Tentative Ruling for April 3, 2019:

What has transpired in the underlying bankruptcy case since February 27,
2019, if anything? Hearing required.

Party Information

Debtor(s):

Geneva McGrigg

Represented By
Theresa Hana

Movant(s):

Marvena Moore

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

11:00 AM

2:15-18869 AL Relays, LLC

Chapter 7

#103.00 Trustee's Motion For Order:

- (1) Authorizing The Sale Of Real Property Commonly Known As 65 Daly Road, East Northport, New York, Free And Clear Of Liens, Claims And Encumbrances;
- (2) Authorizing Payment Of Real Estate Brokers Commissions And Reimbursement Of Expenses
- (3) Finding That Buyer Is A Good Faith Purchaser
- (4) Waiving The 14-Day Stay
- (5) Granting Related Relief

Docket 296

Courtroom Deputy:

3/19/19 - Leslie Cohen, (310)394-5900, has been approved for telephonic appearance on 4/3/19 @ 11am

Tentative Ruling:

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J Cisz III
Philip W Allogrimento
Ian Landsberg

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

11:00 AM

CONT...

AL Relays, LLC

Zev Shechtman
George E Schulman

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

#200.00 Confirmation Hearing re: Chapter 11 Plan of Reorganization Chapter 11 Plan of Reorganization, Dated November 30, 2018

fr. 2-6-19

Docket 187

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/25/19 -- Court granted motion continuing confirmation hearing to April 3, 2019 at 2:00 p.m. and giving debtor to and including March 27, 2019 to file and serve his confirmation motion, ballot tally and supporting declarations. OFF CALENDAR FOR FEBRUARY 6, 2019.

Tentative Ruling for April 3, 2019:

Classes 1 through 10, with the exception of Class 2, have either voted in favor of confirmation or are unimpaired. Plan can be confirmed with regard to these classes under section 1129(a). With regard to Class 2, plan must be confirmed, if at all, under section 1129(b). To what time period do the taxes in Class 2 relate? Do these taxes qualify as claims of the kind set forth in section 507(a)(8)? If so, the treatment set forth in the plan is impermissible. The claim must be paid over a 5 year period commencing at the entry of the order for relief, not as of the effective date pursuant to section 1129(a)(9)(C).

Hearing required.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, April 3, 2019

Hearing Room 1539

2:00 PM

CONT...

Viken Manjikian

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 3, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

#201.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 1-24-18, 4-25-18, 6-27-18, 8-15-18, 8-29-18, 11-28-18, 2-6-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for serving notice of bar date and bar date. Continue case status conference to a date after bar date. Set deadline for filing updated status report. Court will set deadline for filing plan and disclosure statement at continued status conference. Discuss with debtor what needs to happen before plan of reorganization can be filed.

1/26/18 -- Court signed scheduling order setting following dates:

L/D for serving notice of bar date -- January 31, 2018

Bar date -- March 16, 2018

Cont'd status conference -- April 25, 2018 at 11

L/D to file updated status report -- April 13, 2018

Tentative Ruling for April 25, 2018:

Court notes that the proposed compromise with Georges includes releases for the debtor's parents, Sarkis and Alice Manjikian. How can the debtor be relied upon to act in the best interest of creditors of his estate in connection with negotiations with his parents? Discuss with debtor possible structures for the handling of this negotiation. Set deadline for filing plan and disclosure statement.

Tentative Ruling for June 27, 2018:

What are the principal terms of the proposed compromise between the debtor

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, April 3, 2019

Hearing Room 1539

2:00 PM

CONT...

Viken Manjikian

Chapter 11

and his parents and when will the debtor be in a position to bring a motion for approval of this compromise? Hearing required.

Tentative Ruling for August 15, 2018:

Continue case status conference to August 29, 2018 at 10:00 a.m. so that it may be heard concurrently with motion for approval of compromise. (No updated status report will be required for that status conference.)
APPEARANCES WAIVED ON AUGUST 15, 2018.

Tentative Ruling for August 29, 2018:

Revisit status of case after conclusion of hearing on approval of compromise.

9/4/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- November 28, 2018 at 2
L/D to file plan and disclosure statement -- October 10, 2018
Hearing on disclosure statement -- November 28, 2018 at 2

Tentative Ruling for November 28, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

1/25/19 -- Court continued status conference to date of continued confirmation hearing. OFF CALENDAR FOR FEBRUARY 6, 2019.

Tentative Ruling for April 3, 2019:

Revisit status of case after conclusion of hearing on plan confirmation.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, April 4, 2019

Hearing Room 1539

10:00 AM

2:19-10201 Kyle Wayne Davis

Chapter 7

#1.00 U.S. Trustee's Motion Seeking an Order Requiring Debtor's Counsel of Record, Armen Shaghzo and Shaghzo & Shaghzo, to Disgorge Compensation pursuant to 11 USC Section 329

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has denied motion to vacate dismissal. Does counsel plan to file a new case on debtor's behalf? Hearing required.

Party Information

Debtor(s):

Kyle Wayne Davis

Represented By
Armen Shaghzo

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, April 4, 2019

Hearing Room 1539

10:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#2.00 Order to Show Cause Why The Next Idea (International), LLC and Robert Ancill Should Not Be Held in Contempt for Failure to Comply with the Court's Order To Disgorge Fees

fr. 1-30-19

Docket 1233

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for January 30, 2019:

The plan trustee's response to the Ancill declaration raises a number of good points concerning information missing from the Ancill declaration. Continue hearing to give Ancill a further opportunity to supplement the information provided to address the points raised by the plan trustee.

Final Ruling for January 30, 2019:

Continue hearing to April 4, 2019 at 10:00 a.m. Ancil and TNI shall file and serve a supplemental declaration not later than March 14, 2019. Plan trustee shall have to and including March 19, 2019 to file and serve supplemental response.

Tentative Ruling for April 4, 2019:

Rather than continue the hearing again to obtain additional information, allow counsel for the Plan Trustee to question Mr. Ancill under oath concerning the issues left unresolved by the most recent declaration.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, April 4, 2019

Hearing Room 1539

10:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Vahe Khojayan
Philip E Strok

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

10:00 AM

2:19-10508 Felipe Alcala and Melissa Alcala

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2009 Subaru Impreza VIN# JF1GR89649L824756

MOVANT: LOGIX FEDERAL CREDIT UNION

Docket 27

Courtroom Deputy:

3/20/19 - Reilly Wilkinson, (415)491-8900 x 106, has been approved for telephonic appearance on 4/9/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Felipe Alcala

Represented By
R Grace Rodriguez

Joint Debtor(s):

Melissa Alcala

Represented By
R Grace Rodriguez

Movant(s):

LOGIX FEDERAL CREDIT

Represented By
Reilly D Wilkinson

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

10:00 AM

2:19-12258 Miguel Angel Oliden

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 12532 Pacific Place, Whittier, CA 90602

MOVANT: AJAX MORTGAGE LOAN TRUST 2018-C, MORTGAGE-BACKED SECURITIES, SERIES 2018-C, by U.S.BANK NATIONAL ASSOCIATION, AS INDENTURE TRUSTEE

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny. There is a sufficient equity cushion to provide adequate protection at this juncture and the debtor retains equity in the property.

Party Information

Debtor(s):

Miguel Angel Oliden

Represented By
Brian J Soo-Hoo

Movant(s):

Ajax Mortgage Loan Trust 2018-C,

Represented By
Renee M Parker

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, April 9, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 205 North Tigertail Road, Los Angeles, CA 90049

MOVANT: PLATINUM LOAN SERVICING, INC.

fr. 2-5-19

Docket 86

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 5, 2019:

Property now appears on Redfin.com. The amount of coverage necessary is not the full value of the property. The issue is whether the coverage amount is sufficient to replace the dwelling. One doesn't need to insure the value of the land. Movant has not provided admissible evidence or expert testimony as to the appropriate value for which this property should be insured.

Set deadline by which debtor will need to have filed motion to sell property. Continue hearing to give debtor a reasonable (further) opportunity to market and sell the property.

Final Ruling for February 5, 2019:

Continue hearing to April 9, 2019 at 10:00 a.m. Debtor should file and serve a motion to sell property not later than April 8, 2019.

Tentative Ruling for April 9, 2019:

Debtor has not yet filed a motion to sell the property or a motion for approval of a refinancing. Court is not satisfied that debtors have sufficient incentive to

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10:00 AM

CONT... Lisa Frances Platt

Chapter 11

move expeditiously to sell or refinance the property. Debtors have been in bankruptcy since last September. Enter order that directs the United States Trustee to appoint a chapter 11 trustee if the debtors have not filed a motion to sell the property or for approval of financing by April 30, 2019.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

Movant(s):

Platinum Loan Servicing, Inc.

Represented By
Lewis R Landau

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Tuesday, April 9, 2019

Hearing Room 1539

10:00 AM

2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

#4.00 Pretrial Conference re: 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)) Complaint by Gerson and Gertrude Fox against Michael Joel Kamen

fr. 8-21-12, 8-28-12, 1-31-13, 3-28-13, 5-28-13, 11-5-13, 5-27-14, 12-2-14, 5-5-15, 11-3-15, 2-2-16, 5-24-16, 8-30-16, 10-18-16, 2-7-17, 4-25-17, 5-9-17, 6-27-17, 7-6-17, 7-11-17, 10-5-17, 10-31-17, 1-30-18, 4-3-18, 7-17-18, 10-23-18, 3-19-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/27/12 -- Court approved stipulation continuing hearing to March 28, 2013 at 10:00 a.m. OFF CALENDAR FOR JANUARY 31, 2013.

2/1/13 -- Court approved stipulation continuing hearing to May 28, 2013 at 2:00 p.m. OFF CALENDAR FOR MARCH 28, 2013.

3/11/13 -- Court approved stipulation continuing hearing to November 5, 2013 at 2:00 p.m. OFF CALENDAR FOR MAY 28, 2013.

OFF CALENDAR. COURT SIGNED STIPULATION CONTINUING HEARING TO MAY 27, 2014 AT 2:00 P.M.

10/6/14 -- Court signed stipulation setting following dates:

L/D to file amended complaint -- March 31, 2015

L/D to respond to amended complaint -- April 30, 2015

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CONT... Michael Joel Kamen

Chapter 7

Cont'd status conference -- May 5, 2015 at 2:00 p.m.
L/D to object to debtor's discharge -- March 31, 2015.

4/6/15 -- Court signed stipulation setting following dates:

L/D to file amended complaint -- September 30, 2015
L/D to respond to amended complaint -- October 30, 2015
Cont'd status conference -- November 3, 2015 at 2:00 p.m.
L/D to object to debtor's discharge -- September 30, 2015

OFF CALENDAR FOR MAY 5, 2015.

Tentative Ruling for February 2, 2016:

Revisit status of action after conclusion of hearing on motion for extension of time to file amended complaint.

Tentative Ruling for May 24, 2016:

Order parties to complete a day of mediation prior to date of continued status conference. Continue status conference approximately 90 days.

6/3/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- August 30, 2016 at 2:00 p.m.
L/D to file joint status report -- August 16, 2016
L/D to lodge order appointing mediator -- June 20, 2016
L/D to complete mediation -- August 30, 2016.

8/5/16 -- Court approved order appointing mediator.

Tentative Ruling for August 30, 2016:

Where is the status report that should have been filed by August 16, 2016?
Have the parties completed a day of mediation? Hearing required.

9/23/16 -- Court approved scheduling order setting following dates:

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10:00 AM

CONT... Michael Joel Kamen

Chapter 7

Cont'd status conference -- October 18, 2016 at 2:00
L/D to file joint status report -- October 4, 2016
L/D to complete mediation extended to October 18, 2016

Tentative Ruling for October 18, 2016:

Parties have now completed mediation, which apparently was not successful.
Have parties commenced discovery? Hearing required.

Final Ruling for October 18, 2016:

Continue hearing to February 7, 2017 at 2:00 p.m. Parties shall file joint
status report not later than January 24, 2017.

Tentative Ruling for February 7, 2017:

Both parties report that there are motions that they intend to file. Set
deadline(s) for the filing of these motions and continue status conference to
date that can be used for these hearings.

Tentative Ruling for April 25, 2017:

Joint status report due April 11 was filed on April 19, 2017. Court is confused
by the discussion of Mel Kaftan in the status report. Are there possible
criminal charges that might be filed against him? If not, even if he might have
received preferential transfers, he has no right to refuse to testify if
subpoenaed and cannot require the trustee to dismiss claims against him as
a condition to his cooperation. What is the court missing?

Hearing required.

5/3/17 -- Court approved stipulation continuing hearing to June 27, 2017 at
2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 27, 2017:

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Tuesday, April 9, 2019

Hearing Room 1539

10:00 AM

CONT...

Michael Joel Kamen

Chapter 7

Where is the joint status report that should have been filed two weeks before the status conference? Hearing required.

6/26/17 -- Court approved stipulation continuing hearing to July 6, 2017 at 10:00 a.m. OFF CALENDAR FOR JUNE 27, 2017.

6/30/17 -- Court continued hearing to July 11, 2017 at 2:00 p.m. so that it may be heard concurrently with related matters. OFF CALENDAR FOR JULY 6, 2017. NO APPEARANCE REQUIRED.

Tentative Ruling for July 11, 2017:

Tentative ruling for June 27 remains unchanged.

9/22/17 -- Court continued hearing to October 31, 2017 at 2:00 p.m. so that it may be heard concurrently with related matters. OFF CALENDAR FOR OCTOBER 5, 2017. NO APPEARANCE REQUIRED.

Where is the joint status report that should have been filed two weeks prior to the status conference? What is the status of this matter? Hearing required.

Tentative Ruling for January 30, 2018:

At request of plaintiff for reasons set forth in joint status report, continue status conference to April 3, 2018 at 2:00 p.m. Parties should file joint status report two weeks prior to continued status conference. OFF CALENDAR FOR JANUARY 30, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for April 3, 2018:

Set discovery cutoff for approximately 90 to 120 days and continue status conference to approximately same time frame.

4/11/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- July 17, 2018 at 2:00 p.m.

L/D to file joint status report -- July 3, 2018

L/D to complete discovery -- 11/13/2018

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10:00 AM

CONT... Michael Joel Kamen

Chapter 7

Tentative Ruling for July 17, 2018:

Court is confused. Why did plaintiffs refile on July 6, 2018 the same status report submitted by the parties in March? Where is the new status report that should have been filed by July 3, 2018? Did the plaintiffs take a deposition of Melvin Kaftan in Michigan in June?

Hearing required.

(New status report was filed on July 12, 2018, which was late. Did plaintiff take deposition of Melvin Kaftan in Michigan in June? Set deadline for plaintiff to file motion for summary judgment.)

Final Ruling from July 17, 2018:

Deposition of Melvin Kaftan did not go forward. Parties are negotiating an offer of proof in lieu of the deposition. Continue status conference to October 23, 2018 at 2:00 p.m. Parties should file joint status report not later than October 9, 2018.

Tentative Ruling for October 23, 2018:

Joint status report was not filed until October 17, 2018. Discovery cutoff is currently set for November 13, 2018. Set date for pretrial conference and deadline for filing pretrial motions.

10/26/18 -- Court signed scheduling order with following dates:

Extended discovery cutoff -- December 14, 2018
Cont'd status conference -- February 12, 2019 at 2:00 pm
Court waived requirement that joint status report be filed
L/D to file pretrial motions -- December 31, 2018
L/D for pretrial motions to be heard -- February 12, 2019

Tentative Ruling for February 12, 2019:

Revisit status of action after conclusion of hearings on related matters on

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10:00 AM

CONT... Michael Joel Kamen
calendar.

Chapter 7

3/11/19 -- Court granted ex parte application to continue pretrial conference to April 9, 2019 at 10:00a.m. OFF CALENDAR FOR MARCH 19, 2019.

Tentative Ruling for April 9, 2019:

Have the parties exchanged all of the exhibits that will be in their exhibit books? Court has a few minor typographical changes to make to the pretrial order. Sign pretrial order and issue trial procedures order.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Plaintiff(s):

Commerce Drive, LP

Represented By
Andy Kong
James KT Hunter

Soledad Commons, LLC

Represented By
Andy Kong
James KT Hunter

South City Wichita Partners, LLC

Represented By
Andy Kong
James KT Hunter

Larchmere Partners, LLC

Represented By
Andy Kong
James KT Hunter

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10:00 AM

CONT... Michael Joel Kamen

Chapter 7

Garson Victory, LLC

Represented By
Andy Kong
James KT Hunter

501 Grant Street Partners, LLC

Represented By
Andy Kong
James KT Hunter

111 Sunset, LP

Represented By
Andy Kong
James KT Hunter

Center City Tower, LP

Represented By
Andy Kong
James KT Hunter

201 North Brand, LLC

Represented By
Andy Kong
James KT Hunter

357 South Broadway, LLC

Represented By
Andy Kong
James KT Hunter

1530 West Covina Parkway, LLC

Represented By
Andy Kong
James KT Hunter

Gerson & Gertrude Fox Family Trust

Represented By
Andy Kong
James KT Hunter

Gertrude Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Gerson Fox

Represented By
Andy Kong

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10:00 AM

CONT... Michael Joel Kamen

Chapter 7

James KT Hunter
Benjamin Nachimson
David B Golubchik

Elissa D. Miller

Represented By
Ryan D O'Dea

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

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Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:17-11401 Karine Kenaraki Mansoorian

Chapter 7

Adv#: 2:19-01044 Dye v. Babaie et al

#200.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Carolyn Dye against David Babaie, Keto Development Group, LLC.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At request of the parties, continue status conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 9, 2019.

Party Information

Debtor(s):

Karine Kenaraki Mansoorian

Represented By
Nancy Hanna

Defendant(s):

David Babaie

Represented By
Matthew A Lesnick

Keto Development Group, LLC

Represented By
Matthew A Lesnick

DOES 1 THROUGH 10

Pro Se

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

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Hearing Room 1539

2:00 PM

2:17-14571 Daryl G Kendrick

Chapter 7

Adv#: 2:18-01275 Dolce et al v. Kendrick

#201.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Edward Dolce , Lotte Dolce against Daryl G Kendrick

fr. 10-23-18, 12-4-18, 2-5-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court denied plaintiffs' motion for default judgment on February 8, 2019 and continued status conference to give plaintiffs an opportunity to decide how they intend to proceed in this matter. What have plaintiffs decided? Hearing required.

Party Information

Debtor(s):

Daryl G Kendrick	Pro Se
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Defendant(s):

Daryl G Kendrick	Pro Se
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Plaintiff(s):

Edward Dolce	Represented By James J Orland
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Lotte Dolce	Represented By James J Orland
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Trustee(s):

Richard K Diamond (TR)	Pro Se
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Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-17826 Dante Lorenzo Venegas

Chapter 7

Adv#: 2:18-01462 Venegas v. Educational Credit Management Corporation, a non-p

#202.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Dante Lorenzo Venegas against Navient Solutions, LLC a Delaware limited liability company

fr. 2-26-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

2/1/19 -- Court approved stipulation continuing status conference to April 9, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

3/21/19 -- Court approved stipulation dismissing Navient and adding ECMC. ECMC has to and including 10 days after entry of order to respond to complaint.

Tentative Ruling for April 9, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties should file updated joint status report not later than 14 days prior to continued status conference date.

Party Information

Debtor(s):

Dante Lorenzo Venegas

Pro Se

Defendant(s):

Educational Credit Management

Represented By
Scott A Schiff

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2:00 PM

CONT... Dante Lorenzo Venegas

Chapter 7

Plaintiff(s):

Dante Lorenzo Venegas

Represented By
C John M Melissinos
Keith Patrick Banner

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-22905 John Carroll

Chapter 7

Adv#: 2:19-01036 Garcia v. Carroll

#203.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) Complaint by Joe "Joseph" Moises Garcia against John Carroll

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late September, 2019. Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to the date of the continued status conference.

Party Information

Debtor(s):

John Carroll

Represented By
Allan D Sarver

Defendant(s):

John Carroll

Represented By
David M Almaraz

Joint Debtor(s):

Donna Carroll

Represented By
Allan D Sarver

Plaintiff(s):

Jose "Joseph" Moises Garcia

Represented By
Michael B Wilson

Trustee(s):

Jason M Rund (TR)

Pro Se

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Hearing Room 1539

2:00 PM

2:17-25226 RYAN ROUNTREE

Chapter 7

Adv#: 2:18-01058 CALIFORNIA CAPITAL INSURANCE CO. v. ROUNTREE et al

#204.00 Defendant's Motion to Extend Time discovery cut off to allow Defendants to take a Single Deposition of William Fiorelli

Docket 45

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule evidentiary objections. Disagreeing with the position advanced by the declarant, or even the falsity of testimony offered by a declarant, does not make the declarant's testimony inadmissible. And the "testimony" here is more in the nature of argument anyway. Court can evaluate arguments without need for an evidentiary dispute.

Particularly in light of past cancellations, counsel for defendant should not have simply assumed that plaintiff's deposition of Mr. Fiorelli would be going forward and that he would have sufficient time to question Mr. Fiorelli at that deposition. It would not have been a significant duplication of efforts for defendant to subpoena Mr. Fiorelli's to appear for a deposition at the same date and time scheduled for plaintiff's deposition(s) so that plaintiff would not be able to unilaterally cancel the depositions.

Nevertheless, there is no significant prejudice here to plaintiff from a short continuance of the discovery cutoff for the sole purpose of deposing Mr. Fiorelli. It should go without saying that defendant should take responsibility for scheduling that deposition and should serve Mr. Fiorelli with a subpoena compelling his attendance on the designated date.

Court is not persuaded that plaintiff incurred any costs needlessly as a result of attendance at status conferences that the court would have convened anyway, and plaintiff's argument that defendant should not have relied on the notice of deposition that plaintiff served because it noticed the deposition for a date after the discovery cutoff is too cute by half. Plaintiff's counsel also

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2:00 PM

CONT... RYAN ROUNTREE

Chapter 7

seems to overlook the delay occasioned by his own failure to comply with instructions from this Court intended to move this adversary proceeding forward in an expeditious manner.

The discussion that the court had with the parties on the record at the last status conference to ascertain whether plaintiff was willing to stipulate to an extension of the discovery cutoff was sufficient to demonstrate to the satisfaction of this court that any effort to meet and confer with plaintiff's counsel in an effort to resolve this matter would have been futile. Plaintiff does not want to resolve this matter amicably. Plaintiff wants to prevent defendant from deposing Mr. Fiorelli. And a motion to extend the discovery cutoff is not the kind of a discovery dispute for which the court needs or requires the kind of stipulated motion contemplated by the local rules.

The plaintiff has not provided the court with a copy of the state court judgment or the underlying pleadings in the state court action that the plaintiff claims makes Mr. Fiorelli's testimony irrelevant, but it appears to the court based on the representations made that, if such a judgment exists, it resolves only the defendant's liability for damaging the premises, not the issue of whether plaintiff can prove that defendant had the state of mind and engaged in the type of conduct necessary to make any such liability nondischargeable under section 523(a)(6) or whether defendant made, and plaintiff justifiably relied to his detriment, on any knowingly false representations made with the intention to deceive as required to make such liability nondischargeable under section 523(a)(2)(A).

Grant motion. Give defendant a period of 30 additional days to notice a deposition of Mr. Fiorelli.

Party Information

Debtor(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

Defendant(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

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2:00 PM

**CONT... RYAN ROUNTREE
DANNIELLE ROUNTREE**

Chapter 7

Represented By
Michael D Kwasigroch

Joint Debtor(s):

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Movant(s):

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Plaintiff(s):

CALIFORNIA CAPITAL

Represented By
Bruce N Graham

Trustee(s):

Sam S Leslie (TR)

Pro Se

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2:00 PM

2:17-25226 RYAN ROUNTREE

Chapter 7

Adv#: 2:18-01058 CALIFORNIA CAPITAL INSURANCE CO. v. ROUNTREE et al

#205.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by California Capital Insurance Co. against Ryan Rountree, Danielle Rountree

fr. 5-8-18, 6-5-18, 9-11-18, 12-4-18, 3-5-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Parties should not use "all caps" in future status reports. It is difficult and unpleasant to read.

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to the date of the continued status conference.

Final Ruling for June 5, 2018:

Continue status conference to September 11, 2018 at 2:00 p.m. Parties should file joint status report not later than August 28, 2018. Parties are to complete a day of mediation by September 11, 2018 and should lodge an order appointing a mediator not later than June 29, 2018. Plaintiff is to lodge a scheduling order with these dates.

Tentative Ruling for September 11, 2018:

Impose sanctions on counsel for plaintiff of \$150 for failing to lodge scheduling order in a timely manner or at all. Court would have imposed additional sanctions for failing to lodge an order appointing a mediator, but it appears that the mediator was willing to proceed without an order employing

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CONT...

RYAN ROUNTREE

Chapter 7

him, as the mediator filed a certificate of completion, stating that the parties attended a mediation on July 16, 2017. Inexplicably, that order refers to an order appointing the mediator dated June 13, 2018, but there is no such order on the docket. Perhaps plaintiff would have had more success in getting defendant to cooperate in the preparation of a joint status report had there been a written order of the court directing the defendant to participate in the preparation of such a report, as there would have been had plaintiff lodged such an order as directed by the court.

Why did plaintiff file both docket no. 17 (a unilateral status report on Form 7016-1.STATUS.REPORT) and docket no. 20 (a unilateral status report on pleading paper)? Is there any difference between the contents of the two documents?

Why didn't defendant participate in the preparation of a joint status report? Why haven't the parties met and conferred? Why hasn't plaintiff been able to notice defendant's deposition?

Hearing required.

9/12/18 -- Court signed scheduling order setting following dates:

Cont'd status conference -- December 4, 2018 at 2
L/D to file joint status report -- November 20, 2018
Discovery cutoff -- November 30, 2018

Tentative Ruling for December 4, 2018:

Impose sanctions of \$150 on counsel for defendant for failing to participate in the preparation of a joint status report. (Plaintiff's counsel should use the court form for status reports in the future.) Issue OSC why defendant's answer should not be stricken and plaintiff permitted to proceed by way of default based on failure of defense counsel to meet and confer and participate in discussions concerning the scheduling of discovery. Defense counsel needs to respond to communications from plaintiff's counsel. Extend discovery cutoff by approximately 90 days and continue status conference to

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CONT... RYAN ROUNTREE

Chapter 7

approximately same time frame.

12/11/18 -- Court issued order imposing sanctions of \$150 on defendant's counsel for failing to review local rules and therefore being unaware that obligation to cause a joint status report to be filed is a joint obligation and making no effort to contact plaintiff's counsel in a timely manner to prepare or discuss preparation of joint status report. Court extended discovery cutoff to February 28, 2019 and set deadline for filing pretrial motions of January 15, 2019. (Any such motions should be set for hearing not later than March 5, 2019.) Court waived requirement of joint status report for March 5 status conference only.

Tentative Ruling for March 5, 2019:

No pretrial motions have been filed and scheduled for March 5. Have parties now completed discovery? If so, set date for pretrial conference and deadline for lodging joint pretrial order. Is this an appropriate matter to be sent to mediator? If not, why not? Hearing required.

Final Ruling for March 5, 2019:

Continue status conference to April 9, 2019 at 2:00 p.m. Defendant will file and serve by March 11, 2019 motion to extend discovery cutoff to permit defendant to depose Mr. Fiorelli and set motion for hearing on April 9, 2019 at 2:00 p.m. Motion should include discussion of why this motion was brought so long after expiration of discovery cutoff.

Tentative Ruling for April 9, 2019:

Revisit status of action after conclusion of hearing on motion to extend discovery cutoff.

Party Information

Debtor(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... RYAN ROUNTREE

Chapter 7

Defendant(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Joint Debtor(s):

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Plaintiff(s):

CALIFORNIA CAPITAL

Represented By
Bruce N Graham

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-10891 Young Keun Park

Chapter 7

Adv#: 2:18-01369 United States Trustee (LA) v. Park

#206.00 U.S. Trustee's Motion for Entry of Default Judgment in Favor of Plaintiff United States Trustee to Deny Defendant's Discharge

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Plaintiff has established that defendant failed to provide documents and failed to appear for multiple examinations, but there is no evidence that he actually had assets that he concealed or was attempting to conceal. He did not conceal his 100 percent ownership of Onebada. That was disclosed in the schedules. Therefore, deny motion for default judgment under section 727(a)(2).

However, since he failed to produce any of the requested records, it is appropriate for the Court to conclude that he failed to maintain any such records. Grant motion insofar as it requests default judgment under section 727(a)(3). Further, defendant has failed to adequately explain the loss of assets reflected on his original schedules as compared with his amended schedules or the deficiency of his assets to meet his liabilities, as he has failed to appear to explain any of the questions that his trustee has sought to ask with regard to his schedules and statements. Therefore, grant motion insofar as it requests default judgment under section 727(a)(5).

Party Information

Debtor(s):

Young Keun Park

Pro Se

Defendant(s):

Young Keun Park

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Young Keun Park

Chapter 7

Movant(s):

United States Trustee (LA)

Represented By
Kenneth G Lau

United States Trustee (LA)

Pro Se

Plaintiff(s):

United States Trustee (LA)

Represented By
Kenneth G Lau

Trustee(s):

Elissa Miller (TR)

Represented By
Annie Y Stoops
Aram Ordubegian
Arent Fox
Andy Kong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-10891 Young Keun Park

Chapter 7

Adv#: 2:18-01369 United States Trustee (LA) v. Park

#207.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by United States Trustee (LA) against Young Keun Park

fr. 1-8-19, 1-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to January 29, 2019 at 2:00 p.m. to coincide with anticipated hearing on motion for default judgment. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for January 29, 2019:

Where is the motion for default judgment that plaintiff anticipated would be set for hearing today? Was motion ever filed? If not, why not? Hearing required.

Tentative Ruling for April 9, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Young Keun Park

Pro Se

Defendant(s):

Young Keun Park

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Young Keun Park

Chapter 7

Plaintiff(s):

United States Trustee (LA)

Represented By
Kenneth G Lau

Trustee(s):

Elissa Miller (TR)

Represented By
Annie Y Stoops
Aram Ordubegian
Arent Fox
Andy Kong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#208.00 Miguel Gutierrez and VIP Real Estate Firm's Motion to Dismiss pursuant to 12(b)
(1)

Docket 24

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's argument that this Court lacks subject matter jurisdiction over plaintiff's claims against nondebtors is misguided. Bankruptcy courts may exercise supplemental jurisdiction over claims pursuant to 28 U.S.C. section 1367 to the same extent as other federal courts, and plaintiff's claims against movants arise out of a common nucleus of operative fact as the claims against the debtor which fall within the court's core jurisdiction. See Goldin v. Mont. (In re Pegasus Gold Corp.), 275 B.R. 902 (9th Cir. 2002).

However, there is a different problem. This is a no asset chapter 7 bankruptcy case, so there is no point in having a claim allowed against the bankruptcy estate (and the procedure for doing that would have been for plaintiffs to simply file a proof of claim and wait to see whether anyone would object to the allowance of their claim). The deadline for filing an objection to the debtor's discharge or a complaint seeking to have the plaintiffs claim excepted from discharge was November 5, 2019. This action was filed on October 18, 2018 and asserts claims based on fraud, among other things. Therefore, it is possible that this complaint can be construed as sufficient to qualify as a timely complaint under one or more subparts of section 523, but there is no mention of section 523 in the complaint. Unless the complaint is amended to state a claim under section 523, there is no point in this court exercising jurisdiction over any of the defendants in this action (including the debtor) as any liability that the debtor may have had will have been discharged. (And there won't be any supplemental jurisdiction since there will be no action with which the claims against movants will be inextricably intertwined.)

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Therefore, set a deadline for plaintiffs to file an amended complaint that states claims against the defendant under section 523. (Court leaves unresolved at this juncture whether such a claim will relate back to the filing of the original complaint and therefore be timely. Court has not researched this issue.) As it appears that plaintiffs allege that the movants conspired with the debtor in engaging in the actions that will form the basis of the complaint, plaintiffs may be able to plead claims against movants over which the court will have supplemental jurisdiction under section 1367.

Party Information

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

VIP Real Estate Firm

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

Does 1- 10

Pro Se

Movant(s):

Miguel Gutierrez

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

VIP Real Estate Firm

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Jessica Rosen
Rinat B Klier-Erich
June E Poyourow

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#209.00 Status Conference re: 14(Recovery of money/property - other) Complaint For Damages by Chris Baumann , Durga Baumann against Jose Jesus Puentes, Miguel Gutierrez , VIP Real Estate Firm , Does 1- 10

fr. 1-8-19, 3-12-19

Docket 1

Courtroom Deputy:

12/28/18 - Request that Clerk issue another summons and notice of status conference filed. However, the summons has not been issued yet as the status conference is less than 2 weeks away. Once the new status conference date has been established the Clerk will issue another summons accordingly.

1/9/19 - Another Summons issued.

Tentative Ruling:

The Court will not serve a summons and complaint on any of the defendants. Once the plaintiff receives the additional/replacement/alias summons, it is the obligation of the plaintiff to serve the summons before it becomes stale.

Has an alias summons been issued? Has it been served on all remaining defendants? The parties who completed the status report both indicated that they would like this matter sent to mediation. Discuss timing of mediation with the parties.

2/11/19 -- Court granted ex parte application extending deadline for defendants Gutierrez and VIP Real Estate to respond to complaint to **March 8, 2019 (rather than March 11, 2019). (Order to this effect approved February 27, 2019.)**

Tentative Ruling for March 12, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Have defendants now filed answers to complaint? Parties both requested mediation. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Final Ruling for March 12, 2019:

Impose sanctions on counsel for plaintiffs of \$150 for failing to attend status conference. Continue status conference to April 9, 2019.

Tentative Ruling for April 9, 2019:

Set deadline for filing of amended complaint and filing of response to amended complaint. Continue status conference approximately 90 days.

Party Information

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

VIP Real Estate Firm

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

Does 1- 10

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey
Adv#: 2:18-01424 Olmo et al v. Wiltsey

Chapter 7

#210.00 Motion for Default Judgment against Defendant

Docket 29

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant in part. Make finding that Frontline's state court judgment against debtor is nondischargeable under Bankruptcy Code section 523(a)(2)(A) and that Olmo's state court judgment against debtor is nondischargeable under section 523(a)(2)(A). Deny request for finding that Frontline's judgment is nondischargeable under section 523(a)(4). Judgment for breach of fiduciary duty of corporate officer under state law is not sufficient to give rise to nondischargeable liability under section 523(a)(4). See Cal-Micro, Inc. v. Cantrell (In re Cantrell), 329 F.3d 1119 (9th Cir. 2003).

Party Information

Debtor(s):

Matthew Edward Wiltsey	Pro Se
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Defendant(s):

Matthew Edward Wiltsey	Pro Se
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Movant(s):

Keith Olmo	Represented By Carl Mueller
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Frontline Capital, Inc.	Represented By Carl Mueller
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Plaintiff(s):

Frontline Capital, Inc.	Represented By Carl Mueller
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Matthew Edward Wiltsey

Chapter 7

Keith Olmo

Represented By
Carl Mueller

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:18-01424 Olmo et al v. Wiltsey

#210.10 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud) 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(65 (Dischargeability - other))Complaint by Keith Olmo against Matthew Edward Wiltsey

fr. 2-5-19, 4-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Matthew Edward Wiltsey Pro Se

Defendant(s):

Matthew Edward Wiltsey Pro Se

Plaintiff(s):

Keith Olmo Represented By
Carl Mueller

Frontline Capital, Inc. Represented By
Carl Mueller

Trustee(s):

Sam S Leslie (TR) Represented By

**United States Bankruptcy Court
Central District of California
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Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT...

Matthew Edward Wiltsey

Lynda T Bui
Rika Kido

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:19-01041 FSP-SOUTH FLOWER ASSOCIATES, LLC v. Wiltsey

#211.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by FSP-South Flower Associates, LLC against Matthew Edward Wiltsey

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Matthew Edward Wiltsey	Pro Se
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Defendant(s):

Matthew Edward Wiltsey	Pro Se
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Plaintiff(s):

FSP-SOUTH FLOWER	Represented By R Gibson Pagter Jr.
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Trustee(s):

Sam S Leslie (TR)	Represented By Lynda T Bui Rika Kido
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

Adv#: 2:18-01110 Arroyo Vision Care, LLC v. PA Investment Fund, LLC et al

#212.00 PA Investment Fund, LLC, Mehran Farhadi and Joseph Ghadir's Motion for an Order Dismissing Plaintiff's Second Amended Complaint

Docket 52

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The exhibits to the complaint are missing. Other than that, the amended complaint adequately states claims. (Court will not rehash all of the same arguments dealt with in connection with original complaint.) Give plaintiff an opportunity to supplement the complaint with the missing exhibits and set deadline for defendant to file an answer to the complaint.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Defendant(s):

PA Investment Fund, LLC

Represented By
Saul Reiss

Mehran Farhadi

Represented By
Saul Reiss

Joseph Ghadir

Represented By
Saul Reiss

Raymond Aver

Pro Se

Movant(s):

PA Investment Fund, LLC

Represented By
Saul Reiss

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Plaintiff(s):

Arroyo Vision Care, LLC

Represented By
Chad V Haes
Stella A Havkin

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

Adv#: 2:18-01110 Arroyo Vision Care, LLC v. PA Investment Fund, LLC et al

#213.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Arroyo Vision Care, LLC against PA Investment Fund, LLC, Mehran Farhadi, Joseph Ghadir, Raymond Aver

fr. 6-26-18, 8-14-18, 11-6-18, 12-4-18, 2-26-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/18 -- Court approved stipulation extending deadline to respond to complaint to June 4, 2018.

5/30/18 -- Court approved stipulation extending plaintiff's deadline to file amended complaint to June 15, 2018 and defendant's deadline to respond to complaint to July 9, 2018. Status conference continued to August 14, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/26/18 -- Court approved stipulation continuing status conference to November 6, 2018 at 2:00 p.m. OFF CALENDAR FOR AUGUST 14, 2018.

10/4/18 -- Court approved stipulation continuing hearing to December 4, 2018 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/11/18 -- Court entered order granting motion to dismiss with regard to breach of contract and fraud claims with leave to amend and denying balance of motion. Amended complaint will be due January 8, 2019. Responses will be due January 29, 2019. Continued status conference will be February 26,

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... **Arroyo Vision Care, LLC**
2019 at 2:00 p.m.

Chapter 11

Tentative Ruling for February 26, 2019:

Continue status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with motion to dismiss second amended complaint. Parties have both requested that matter be sent to mediation. If parties would like to participate in mediation prior to date of continued status conference, they should lodge an order appointing a mediator and an alternate mediator. APPEARANCES WAIVED ON FEBRUARY 26, 2019.

Tentative Ruling for April 9, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Defendant(s):

PA Investment Fund, LLC

Represented By
Saul Reiss

Mehran Farhadi

Represented By
Saul Reiss

Joseph Ghadir

Represented By
Saul Reiss

Raymond Aver

Pro Se

Plaintiff(s):

Arroyo Vision Care, LLC

Represented By
Chad V Haes
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

#214.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-16-16, 5-4-16, 8-10-16, 10-19-16, 11-2-16, 12-14-16, 2-15-17,4-26-17, 10-4-17, 12-6-17, 2-28-18, 8-8-18, 11-6-18, 12-4-18, 2-26-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

When Court appointed trustee, Court set case status conference for May 4, 2016 at 11:00 a.m. and instructed UST to include in order appointing trustee the date of the status conference and that a written status report will be due by April 22. This language did not find its way into the order. No status report was filed.

What is the status of this matter?

Tentative Ruling for August 10, 2016:

When will trustee be filing chapter 11 plan? Continue case status conference to date that can serve as date of hearing on disclosure statement. Waive requirement of updated status report for next hearing.

Tentative Ruling for November 2, 2016:

Revisit status of case after conclusion of hearing on disclosure statement.

12/5/16 -- court continued hearings to February 15, 2017 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 14, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for February 15, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 26, 2017:

If court confirms plan, take case status conference off calendar and set post-confirmation status conference.

Tentative Ruling for October 4, 2017:

At trustee's request, continue post-confirmation status conference to December 6, 2017 at 11:00 a.m. Trustee should file updated status report not later than November 29, 2017. APPEARANCES WAIVED ON OCTOBER 4, 2017.

Tentative Ruling for December 6, 2017:

Debtor should demand return of excess funds by a date certain and, if funds are not returned by that date, bring a motion to compel refund of overpayment. Continue case status conference to February 28, 2018 at 11:00 a.m. Trustee should file an updated status report not later than February 16, 2018. APPEARANCES WAIVED ON DECEMBER 6, 2017.

Tentative Ruling for February 28, 2018:

It seems pretty straightforward that PA Investment should be required to return the overpayment (the "Excess Funds"). Set deadline for the debtor to commence action against PA Investment for a return of the Excess Funds. If the debtor fails to comply with this deadline or to supply the missing \$85,000 itself, trustee should move forward with a sale of the property. Plan needs to be consummated.

3/2/18 -- Court signed scheduling order directing debtor to either commence adversary proceeding against PA Investment for the overpayment (or to pay this amount to the trustee itself) or the trustee will have authority to enforce and implement the default provisions under the plan.

Tentative Ruling for August 8, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Continue status conference to November 6, 2018 at 2:00 p.m. as a holding date, at which point the court will set a further continued status conference, the date of which will depend on what happens at the status conference in the reorganized debtor's adversary proceeding. APPEARANCES WAIVED ON AUGUST 8, 2018.

Tentative Ruling for November 6, 2018:

Continue case status conference to December 4, 2018 at 2:00 p.m. to coincide with date and time of status conference in adversary proceeding. APPEARANCES WAIVED ON NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

It does not appear that adversary proceeding will be resolved in the near future.
Court will not leave plan in a state of limbo for extended period. Discuss with parties what should happen to plan and case if plan cannot go effective in the near future.

Final Ruling for December 4, 2018:

Court entered order dated December 11, 2019, continuing case status conference to February 26, 2019 at 2:00 p.m and providing that, if trustee does not receive from reorganized debtor sufficient funds to enable trustee to make all payments then due under confirmed plan by 4:00 p.m. on February 19, 2019, the trustee must declare a default under the plan and invoke the plan provisions that apply in the event of a default. Court directed trustee to file and serve an updated status report not later than February 19, 2019.

Tentative Ruling for February 26, 2019:

Has the trustee declared a default under the plan? If not, why not and when will the trustee declare a default under the plan? When will the trustee employ a broker to market the property? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 9, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Final Ruling from February 26, 2019:

Continue case status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with status conference in adversary proceeding to recover alleged overpayment. Trustee should file updated status report not later than March 29, 2019. (Trustee has discovered that debtor took out another loan secured by the property for \$500,000.)

Tentative Ruling for April 9, 2019:

Reorganized debtor paid the trustee \$175,000, which the trustee believes is sufficient to consummate the plan. When does the trustee anticipate that she will be in a position to make the required plan disbursements?

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:19-11585 Heather Christine Aitken

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h)
Debtor received Credit Counseling Post Petition

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Dismiss case.

Party Information

Debtor(s):

Heather Christine Aitken	Pro Se
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Trustee(s):

John J Menchaca (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:19-12420 Stanislav Alymbayev

Chapter 7

#2.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Debtor's Certificate of Credit Counseling is expired

Docket 10

***** VACATED *** REASON: VACATE OSC. NO APPEARANCE
REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has now filed new certificate that shows counseling was taken within 6 months before bankruptcy. Vacate OSC. No appearance required. Court will prepare order.

Party Information

Debtor(s):

Stanislav Alymbayev

Represented By
Elena Steers

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:16-24013 Ninja Metrics, Inc. a Delaware corporation

Chapter 7

#3.00 Motion to Withdraw as Counsel for Debtor Ninja Metrics, Inc.

Docket 223

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED;**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion to withdraw. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Ninja Metrics, Inc. a Delaware

Represented By

Andrew Goodman

Shawn M Christianson

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:15-18869 AL Relays, LLC

Chapter 7

#4.00 Trustee's Motion To Approve And Authorize Compromise With The Assessor Of The Town Of Huntington

Docket 303

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve compromise. Waive appearances. Authorize movant to upload order consistent with tentative ruling.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J Cisz III
Philip W Allogramento
Ian Landsberg

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:18-21897 Alberto C. Garcia and Nichole L. Garcia

Chapter 7

#5.00 Trustee's Motion For Sale of Property of the Estate under Section 363(b)
re:11436 Charlesworth Road, Santa Fe Springs, CA 90670

- 2) Approving overbid procedure
- 3) Approving payment of commissions
- 4) Finding purchaser is a good faith purchaser
- 5) and waiving stay under rule 6004(h)

Docket 29

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Alberto C. Garcia

Represented By
Frank X Ruggier

Joint Debtor(s):

Nichole L. Garcia

Represented By
Frank X Ruggier

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

#6.00 Debtors' Motion For An Order:

(1) Approving The Sale Of The Debtors Real Property Free And Clear Of All Liens, Claims, Encumbrances, And Interests, With The Exception Of Enumerated Exclusions, Subject To Overbid,

(2) Finding That The Buyer Is Good Faith Purchaser

(3) Approving Bidding Procedures And Break-Up Fee

(4) Waiving The Fourteen-Day Stay Period Set Forth In Bankruptcy Rule 6004(h)

Docket 79

Courtroom Deputy:

4/8/19 - Kelly Raftery, (61955-1555, has been approved for telephonic appearance on 4/10/19 @ 10am

Tentative Ruling:

If the bank's figure as to the amount required to pay off its loan is correct, unless there is lively overbidding, after deduction for the costs of sale and the real estate broker's commission, there may not be enough to pay the bank's lien in full. The property has been extensively marketed and there is no reason to believe that the debtors have intentionally accepted an offer less than the property's value.

Court agrees with debtors that the appropriate procedure, regardless of the sale price of the property, is that the undisputed portion of the amounts due lender should be paid out of escrow and that the bank's lien should attach to any remaining proceeds, with the same validity and priority that its lien had as against the property. Remaining proceeds would be held in trust until the parties agreed to a distribution figure or the court entered an order resolving any disputes. Court will not simply require debtors to accept lender's figure.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

CONT... Herbert W. Gains and Beth A. Gains Chapter 11

Is lender saying that it doesn't want this sale to proceed? Does lender really think that the debtor would be able to locate a purchaser willing to pay more at this point?

Hearing required.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:19-11638 Rebecca Primicias Prudencio

Chapter 11

#7.00 U.S. Trustee's Motion Under 11 U.S.C. § 1112(b)(1) To Convert, Dismiss Or Appoint A Chapter 11 Trustee With An Order Directing Payment Of Quarterly Fees And For Judgment Thereon

Docket 37

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion as moot (or permit movant to withdraw motion), as case has already been dismissed.

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
William E Krall

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar

Wednesday, April 10, 2019

Hearing Room 1539

10:00 AM

2:19-11638 Rebecca Primicias Prudencio

Chapter 11

#8.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

*** VACATED *** REASON: OFF CALENDAR. CASE DISMISSED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. CASE HAS ALREADY BEEN DISMISSED.

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
William E Krall

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

11:00 AM

2:15-20029 Ida Mae Woods

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-12-15, 9-24-15, 1-6-16, 2-10-16, 3-16-16, 4-27-16, 9-7-16, 3-8-17, 12-12-17, 6-27-18, 12-12-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Did debtor ever serve the original order setting status conference? Did debtor ever file the initial status report? If not, why not? Hearing required.

10/1/15 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date --- September 25, 2015

Bar date -- November 30, 2015

L/D to file plan and disclosure statement -- November 30, 2015

Cont'd status conference -- January 6, 2016 at 2:00 p.m.

Hearing on disclosure statement -- January 6, 2016 at 2:00 p.m.

Tentative Ruling for January 6, 2016:

Continue case status conference to date of continued hearing on disclosure statement.

Tentative Ruling for April 27, 2016:

If Court confirms plan, set post-confirmation status conference and deadline for reorganized debtor to file status report accompanied by declaration.

Tentative Ruling for September 7, 2016:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

According to status report, debtor is behind on payments to her professionals but hopes to catch up from a workers compensation award that she expects to receive. Professionals have not agreed to this payment plan, but do they anticipate taking any action in an effort to enforce their claims under the plan? Hearing required.

Final Ruling for September 7, 2017:

Continue hearing to March 8 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than February 24, 2017.

Tentative Ruling for March 8, 2017:

According to status report, debtor is current on the payments due both secured creditors and unsecured creditors under the plan and is only in default on payments due administrative claimants. Is this correct?

Hearing required.

Tentative Ruling for December 13, 2017:

Is debtor now current on all plan payments? Post confirmation status report is not accompanied by a declaration and makes no mention of administrative claimants. Hearing required.

Tentative Ruling for June 27, 2018:

Continue hearing to December 12, 2018 at 11:00 a.m. Debtor should file and serve updated status report accompanied by debtor's declaration not later than November 30, 2018.

Tentative Ruling for December 12, 2018:

How much does former counsel claim debtor owes for professional fees? Has debtor made any progress in resolving issues with Wells Fargo? Did debtor succeed in paying November payments to secured creditors and

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

October payments to unsecured creditors? Is debtor now current on payments under the plan?

Tentative Ruling for April 9, 2019:

Has debtor now made any of the March payments due secured creditors or the February and March payments due unsecureds? When are the April payments due? What is the status of debtor's efforts to clarify amounts due Wells Fargo?

Hearing required.

Party Information

Debtor(s):

Ida Mae Woods

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

11:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-7-18, 1-10-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 7/17/19 @ 11AM**

Courtroom Deputy:

4/5/19 - Zi C. Lin, (626)577-9500, has been approved for telephonic appearance on 4/10/19 @ 11am

Tentative Ruling:

Tentative Ruling for January 10, 2019:

Discuss with trustee why he believes that keeping this case in chapter 11 makes more sense than converting the case to chapter 7. When does trustee think he will have all of the appropriate insurance coverages in place? Continue status conference for approximately 90 days.

Final Ruling for January 10, 2019:

Continue hearing to April 10, 2019 at 11:00 a.m. Trustee should file updated status report by April 1, 2019.

Tentative Ruling for April 10, 2019:

Court has reviewed the trustee's updated status report. Set continued status conference for July 17, 2019 at 11:00 a.m. Trustee should file updated status report by July 8, 2019. Waive appearances on April 10, 2019.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:15-17418 Xiao Hua Sun and Lianlian Zhou

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 108

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Xiao Hua Sun

Represented By
Charles R Sutton

Joint Debtor(s):

Lianlian Zhou

Represented By
Charles R Sutton

Trustee(s):

Diane C Weil (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:15-20999 Thomas John Bishop

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 106

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Thomas John Bishop

Represented By
Michael R Totaro

Trustee(s):

Wesley H Avery (TR)

Represented By
Charles Shamash
Joseph E. Caceres

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:16-12351 Gary Meek

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 70

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Gary Meek

Represented By
Jeremy Faith

Trustee(s):

Richard K Diamond (TR)

Represented By
Elissa Miller
Steven Werth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:16-19192 Frank Dan Sigala

Chapter 7

#203.00 Trustee's Final Report and Applications for Compensation

Docket 286

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

4/8/19 - Chad Haes, (949)333-7777, has been approved for telephonic appearance on 4/10/19 @ 2pm

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Frank Dan Sigala

Represented By
William Radcliffe

Trustee(s):

Wesley H Avery (TR)

Represented By
Chad V Haes
Richard A Marshack

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:16-26300 Steven S Yang

Chapter 7

#204.00 Trustee's Final Report and Applications for Compensation

Docket 146

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Steven S Yang

Represented By
Joon M Khang

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:18-10253 Rosa Elizabeth Andrade

Chapter 7

#205.00 Trustee's Final Report and Applications for Compensation

Docket 22

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Rosa Elizabeth Andrade

Represented By
Raj T Wadhvani

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:18-11701 WDH Contractor Services, LLC

Chapter 11

#206.00 Final Application for Compensation and Reimbursement of Expenses for Alla Tenina, Debtor's Attorney, Period: 2/16/2018 to 3/15/2019
[Fees requested: \$38335.00, Expenses: \$2036.49]

Docket 163

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Applicant argues that it was not inappropriate to utilize the services of Mr. Merrit because there are plenty of roles essential to the administration of the estate that have nothing to do with the practice of law. If this is the case and the basis for which applicant seeks compensation for services rendered by Mr. Merrit, court agrees that it is more appropriate to allow compensation for these services at the firm's paralegal rate than at the rate it charges for attorneys. Accordingly, reduce fees requested by \$4,060 to adjust hourly rate accordingly.

Prior approval of fees was on an interim basis. US Trustee cannot/should not be estopped from contesting fees allowed in response to prior application as that allowance was an interim allowance only, which means, by definition, that objections can be raised for the first time in response to the final fee application. Court agrees with US Trustee that it is inappropriate for the applicant to lump time spent over a period of days into a single time entry or to include multiple tasks in a single time entry. Therefore, descriptions, even if they refer to a single task, that relate to a period of days must either be disallowed or supplemented, and tasks that relate to services performed on a single day that include multiple tasks in a single description must either be disallowed or supplemented.

US Trustee identifies time entries that fall into this category that total 28 hours, or \$10,975 in services. Either disallow this additional amount or, if applicant prefers, continue hearing to give applicant an opportunity to file a supplemental declaration in which these entries are divided into services rendered in each category each day.

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Wednesday, April 10, 2019

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2:00 PM

CONT... WDH Contractor Services, LLC

Chapter 11

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#207.00 MUFG Union Bank's Motion to Convert Case From Chapter 11 to 7, or in the alternative Dismiss the Case

fr. 3-14-18, 5-16-18, 5-30-18, 8-1-18, 10-24-18, 12-12-18, 1-16-19, 2-27-19

Docket 103

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 14, 2018:

Court is not prepared to convert or dismiss the case at this time. Continue hearing on motion for approximately 90 days to see if debtor files a plan of reorganization that has any realistic prospect of being confirmed.

Final Ruling for March 14, 2018:

Continue hearing to May 16, 2018 at 2:00 p.m. Briefing closed.

Tentative Ruling for August 1, 2018:

Revisit status of motion after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

Tentative Ruling for January 16, 2019:

**United States Bankruptcy Court
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Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Revisit status of motion after conclusion of related matters on calendar.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for April 10, 2019:

Revisit status of motion after conclusion of related matters on calendar.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

MUFG UNION BANK, N.A.

Represented By
Richard Sontag

**United States Bankruptcy Court
Central District of California
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Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#208.00 Debtor's Motion for Entry of Order:

- 1) Approving Disclosure Statement
- 2). Approving Solicitation voting, balloting and notice procedures
- 3). Setting Confirmation Hearing and certain deadlines in connection with the Debtor's Plan of Reorganization

fr. 5-30-18, 8-1-18, 10-24-18, 12-12-18, 1-16-19, 2-27-19

Docket 127

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

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Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre
Tentative Ruling for April 10, 2019:

Chapter 11

See tentative ruling for matter no. 209.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#209.00 Debtor's Amended Disclosure Statement describing Debtor's Amended Chapter 11 Plan of Reorganization

fr. 8-1-18, 10-24-18, 12-12-18, 1-16-19, 2-27-19

Docket 160

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has a number of proposed revisions to the form of the plan and disclosure statement that will be discussed on the record at the time of hearing on the disclosure statement.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

The court is not satisfied with the rate at which this chapter 11 case is proceeding. The debtor is willing to make monthly payments if and only if the lender agrees to a payment plan that does not require the consent of debtor's estranged spouse. As it appears that this case will continue to drag on for an extended period before the court will know what support payments the debtor can rely on, it would be appropriate for there to be a cost or compensation to the lender for the extent of this delay. Require debtor to make monthly payments as a condition to continuation of the automatic stay.

Final Ruling for December 12, 2018:

Continue all hearings to January 16, 2019 at 2:00 p.m. Debtor will pay

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2:00 PM

CONT... Erin Nicole Feldmar-DeVitre Chapter 11

\$3,500 to lender, delivered to counsel, by 3:00 p.m. on Friday, December 14, 2019. If debtor does not pay this amount, counsel for lender may file a declaration and court will grant motion to convert. Debtor should file updated status report by January 14, 2019 containing evidence and argument as to appropriate amount of adequate protection payment to pay each month. (Regular payment under loan is approximately \$6,900; plan contemplates monthly payment of \$8,000.)

Tentative Ruling for January 16, 2019:

Debtor reports that, in family law mediation on November 9, 2019, debtor and husband agreed to temporary support at the rate of \$8,000. Debtor anticipates generating an additional \$2,500 per month by renting out the property located at 530 South Bentley, commencing in July. Debtor also receives approximately \$4,133 per month (paid quarterly) from a partial real estate interest that she inherited post-petition from her father. Debtor reports having made the first \$3,500 payment and has a bankruptcy mediation scheduled for January 18, 2019.

Require debtor to make a second adequate protection payment, this one for \$4,500 and continue hearings another 30 days to give the parties an opportunity to participate in bankruptcy mediation.

Final Ruling for January 16, 2019:

Continue hearing to February 27, 2019 at 2:00 p.m. Debtor must pay \$4,500 to lender by 4 pm on Friday, January 18, 2019 and \$4,500 to lender by February 15, 2019 as adequate protection. If there is a further stipulation to continue, court will condition continuance on continuing payments.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for April 10, 2019:

Debtor's declaration states that she has made the court ordered adequate protection payments of \$3,500/month to Union Bank starting on December

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2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

13, 2018, but this is not what the court ordered.

The court ordered a \$3,500 payment by December 14, 2018 and payments of \$4,500 per month by January 18, 2019 and February 15, 2019. Did the debtor make payments in these increased amounts?

What, if any, additional progress has been made toward a compromise with Union Bank? Discuss with debtor whether plan can be confirmed without the consent of Mark DeVitre. Increase required monthly adequate protection payments to \$5,000 per month.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#210.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 6-28-17, 10-4-17, 1-24-18, 2-28-18, 3-14-18, 5-16-18, 5-30-18, 10-24-18,
12-12-18, 1-16-19, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for service of bar date and bar date.

Order authorizing counsel's employment was signed/entered June 14, 2017. Debtor is an attorney who consults, yet the vast majority of the income reflected on the budget is "monthly support." Is this from her ex-husband? Approximately how many hours per week does debtor spend doing legal-related work?

Where is the debtor currently living? Is the Bentley property habitable? What happened to the property that gave rise to the \$70,000 in insurance proceeds? What transpired in the state court that led to the entry of a judgment against the debtor "on procedural grounds"?

Why are there two separate lines that both include the cost of summer school and camp for debtor's child/children? Where do debtor's children go to school? Debtor's financial troubles include, according to the status report, medical bills. Budget does not include a line-item for medical insurance. Why not? Are these medical bills likely to be recurring or were they the result of a condition that has now been cured or eliminated?

The entries for home insurance and car insurance on the budget are blank. Who pays for these expenses? Does the debtor have a car? There do not appear to be any vehicle-related expenses on the budget. Why no?

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2:00 PM

CONT... **Erin Nicole Feldmar-DeVitre**
Hearing required.

Chapter 11

6/29/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017
Bar date -- August 31, 2017.

7/6/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017
Bar date -- August 31, 2017.
Cont'd case status conference -- October 4, 2017 at 11:00 a.m.
L/D to file updated status report -- September 22, 2017.

Tentative Ruling for October 4, 2017:

How much work remains to be done on the property? Does the debtor have an estimate as to when the property will be in a condition to be rented?
Hearing required.

Tentative Ruling for February 28, 2018:

Continue hearing to March 14, 2018 at 10:00 a.m. to be heard concurrently with motion to convert set for same date and time. APPEARANCES WAIVED ON FEBRUARY 28, 2018.

Tentative Ruling for March 14, 2018:

Revisit status of case after conclusion of hearing on related motions.

3/19/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 16, 2018 at 2:00 p.m.
Filing of updated status report waived
L/D for debtor to file plan and disclosure statement -- March 30, 2018\
Hearing on disclosure statement -- May 16, 2018 at 2:00 p.m.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 10, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Tentative Ruling for August 1, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for April 10, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 16, 2019

Hearing Room 1539

10:00 AM

2:19-10798 Richard Alan Elkin and Amanda Pino Elkin

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Yamaha Bolt XVS95CJCB

MOVANT: YAMAHA MOTOR FINANCE CORP .

Docket 8

Courtroom Deputy:

4/10/19 - Karel Rocha, (714)547-2444, has been approved for telephonic appearance on 4/16/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Richard Alan Elkin

Represented By
David H Chung

Joint Debtor(s):

Amanda Pino Elkin

Represented By
David H Chung

Movant(s):

Yamaha Motor Finance Corp.

Represented By
Karel G Rocha

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 16, 2019

Hearing Room 1539

10:00 AM

2:19-12747 Tara Miller

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 5700 Ackerfield Ave No 214 Long Beach, CA 90805

MOVANT: BEACH FRONT PROPERTY MANAGEMENT, INC.

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to permit movant to file amended motion. Page 8 is missing.

Party Information

Debtor(s):

Tara Miller

Pro Se

Movant(s):

Beach Front Property Management,

Represented By
Eileen M Kendall

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, April 16, 2019

Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#3.00 Debtor's Emergency Motion For An Order:

- (1) Authorizing Use Of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling A Final Hearing On Permanent Use Of Cash Collatera
- (4) After Hearing, Authorizing Permanent Use Of Cash Collateral

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The court has a number of questions and concerns:

1. Presumably, the lenders have liens on assets other than cash, including accounts receivable and inventory. Court cannot tell from cash flow projections attached what the balances/values of these items were as of the petition date or how they will be affected as the debtor continues to operate. The court cannot determine whether secured creditors will be adequately protected if debtor continues to operate without being able to see the entire picture. Will the debtor be generating new business sufficient to replace any receivables and inventory being liquidated, or will the debtor just be turning its existing assets into cash, spending that cash and leaving the secured creditors without any collateral or with a reduced amount of collateral?
2. The projections show revenue of \$135,000 in April from under "other income/AMEX." What is this?
3. The projections reflect large increases in revenue each month. On what does the debtor base the assumption that its revenues will increase by this magnitude each month?

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Tuesday, April 16, 2019

Hearing Room 1539

10:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

4. What expenses are included in the \$58,946 of "miscellaneous expenses"?
5. How good has the debtor historically been at projecting its revenues?
6. There are a large number of judgment creditors who may have liens against the debtor's personal property. What does the debtor's aged accounts payable look like? How long has it been since this debtor was generally paying its debts (other than rent) as they became due?
7. There are a number of secured creditors for which Exhibit 2 shows that the amount of the debt is "unknown." Why is this the case? How reliable are the debtor's books and records?
8. In addition to the secured creditors shown on Exhibit 2 for which the amount of the debt is unknown, there are other creditors, including Sally Sirkin Lewis herself, for which the estimated claim amount has simply been left blank. What is the difference between "unknown" and blank on this chart?
9. The debtor represents that the liquidation value of its assets is only approximatley \$300,000 and that creditors are unlikely to recover any significant percentage of their claims unless the debtor can reorganize, but how likely is it that the debtor actually will be able to reorganize? Might creditors be better off simply liquidating whatever there is to liquidate rather than permitting the debtor to liquidate its assets and expend the proceeds generated thereby on fruitless efforts to turn this business around? The debtor represents that, during the third and fourth quarters of 2018, there was a significant downturn in activity in the home interior furnishings industry. How has the first quarter of 2019 been going? Is the downturn continuing or abating? When did the debtor first realize that it was time for it to accomplish a "business pivot" and how long has the debtor been working on trying to accomplish this pivot? And how long will it take the debtor to complete its pivot?

Hearing required.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 16, 2019

Hearing Room 1539

10:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

2:17-19216 Steven M Bren

Chapter 7

Adv#: 2:17-01522 Jeffrey J. Bitetti, individually and as Trustee of v. Bren

#200.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Jeffrey J. Bitetti against Steven M. Bren

fr. 1-9-18, 4-10-18, 6-26-18, 9-27-18, 10-9-18, 1-15-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 5/28/19 @ 2PM**

Courtroom Deputy:

4/12/19 - Robert Altagen, (323)268-9588, has been approved for telephonic appearance on 4/16/19 @ 2pm

Tentative Ruling:

9/25/18 -- Court approved stipulation continuing hearing to October 9, 2018 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 27, 2018.

Tentative Ruling for October 9, 2018:

Revisit status of action after conclusion of hearing on motion for summary judgment.

1/9/19 -- Court approved stipulation continuing discovery cutoff to April 30, 2019 and continuing status conference to April 16, 2019 at 2 pm. OFF CALENDAR FOR JANUARY 15, 2019.

Tentative Ruling for April 16, 2019:

Are the parties on track to complete their discovery by April 30, 2019? Where is the joint status report that should have been filed two weeks before the status conference?

Set deadline for filing any additional pretrial motions, and set date for pretrial conference. Discuss with the parties whether it would be appropriate to send

**United States Bankruptcy Court
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

CONT... **Steven M Bren**
this matter to mediation.

Chapter 7

4/15/19 -- Court approved stipulation continuing status conference to May 28, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Steven M Bren

Represented By
Robert S Altagen

Defendant(s):

Steven M. Bren

Represented By
Robert S Altagen

Plaintiff(s):

Jeffrey J. Bitetti, individually and as

Represented By
Roger F Friedman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Leonard M Shulman
Ryan D O'Dea
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

2:17-25716 Fast N EZ Car Care, LLC

Chapter 7

Adv#: 2:18-01311 Ehrenberg v. Ramsey

#201.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Howard Ehrenberg against Clint Ramsey. (Charge To Estate). Complaint For Avoidance Of Preferential And Fraudulent Transfers, Recovery Of Transferred Property Or Value Thereof, Preservation Of Avoided Transfers, Avoidance Of Improper Distributions, And Unjust Enrichment

fr. 12-4-18, 1-8-19

Docket 1

***** VACATED *** REASON: 1/31/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/6/18 -- Court granted motion for an extension and gave defendant to and including December 7, 2018 to file and serve a response to the complaint. Order continues status conference to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 4, 2018.

Tentative Ruling for January 8, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

1/14/19 -- Court signed scheduling order setting following dates:

Cont'd status conference -- April 16, 2019 at 2
L/D to file joint status report -- April 2, 2019
L/D to lodge order appointing mediators -- January 31, 2019
L/D to complete mediation -- April 16, 2019

1/30/19 -- Court approved order appointing mediators.

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Los Angeles
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

CONT... Fast N EZ Car Care, LLC

Chapter 7

ACTION DISMISSED. OFF CALENDAR.

Party Information

Debtor(s):

Fast N EZ Car Care, LLC

Represented By
Michael Jay Berger

Defendant(s):

Clint Ramsey

Pro Se

Plaintiff(s):

Howard Ehrenberg

Represented By
Steven Werth

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Steven Werth
Sulmeyerkupetz A Professional Corporation

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

2:18-18263 Elan Kim

Chapter 7

Adv#: 2:18-01370 Kim v. Kim et al

#202.00 Status Conference re: 72 (Injunctive relief - other),(91 (Declaratory judgment))
Complaint by Elan Kim against Won Il Kim, Yohan Lee, Jake Y Jung

fr. 1-15-19

Docket 1

Courtroom Deputy:

4/8/19 - Stella Havkin, (818)999-1568, x 1 has been approved for telephonic appearance on 4/16/19 @ 2pm

Tentative Ruling:

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

1/17/19 -- Court approved scheduling order setting following dates:

L/D to lodge order appointing mediators -- February 11, 2019

L/D to complete mediation -- February 16, 2019

L/D to file joint status report -- April 2, 2019

Cont'd status conference -- April 16, 2019 at 2:00 p.m.

2/12/19 -- Court approved order appointing mediators.

Tentative Ruling for April 16, 2019:

Parties report that they agreed on a settlement amount at mediation but that they are working on the settlement agreement. Is this just an exercise in memorializing what was agreed to at the mediation or are there open issues concerning the material terms of the agreement? How long do the parties anticipate that it will take them to complete this drafting process? Hearing required.

Party Information

**United States Bankruptcy Court
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

CONT... Elan Kim

Chapter 7

Debtor(s):

Elan Kim

Represented By
Dale J Park

Defendant(s):

Won Il Kim

Represented By
Jack G Cairl

Yohan Lee

Represented By
Stella A Havkin

Jake Y Jung

Represented By
Stella A Havkin

Plaintiff(s):

Elan Kim

Represented By
Dale J Park
Dale J Park

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

2:18-19397 Jeffrey Donohue

Chapter 7

Adv#: 2:18-01376 NATIONAL FUNIDNG, INC., a California v. Donohue

#203.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by National Funding, Inc., a California against Jeffrey Donohue

fr. 1-15-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Where is joint status report that should have been filed two weeks before the status conference? How long do the parties anticipate it will take to complete discovery? Is this an appropriate matter to be sent to an early mediation? Does either party currently contemplate any pretrial motions? Hearing required.

1/18/2019 -- Court approved scheduling order setting following dates:

Cont'd status conference -- April 16, 2019 at 2:00 p.m.

L/D to file joint status report -- April 2, 2019

L/D to conduct discovery -- April 30, 2019

Tentative Ruling for April 16, 2019:

Set discovery cutoff for late August, 2019. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

CONT... Jeffrey Donohue

Chapter 7

Defendant(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Plaintiff(s):

NATIONAL FUNIDNG, INC., a

Represented By
Jennifer Eileen Duty

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

2:18-23674 Anna M Granucci

Chapter 7

Adv#: 2:19-01049 Gottlieb v. Granucci

#204.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(11 (Recovery of money/property - 542 turnover of property)),(41 (Objection / revocation of discharge - 727(c),(d),(e))) Complaint by Abraham Gottlieb against Anna M Granucci

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for defendant to file the motion referenced in joint status report.
Continue status conference to same date and time as hearing on motion.

Party Information

Debtor(s):

Anna M Granucci

Represented By
Larry D Simons

Defendant(s):

Anna M Granucci

Represented By
Richard P Ross

Plaintiff(s):

Abraham Gottlieb

Represented By
John Burgee

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#205.00 Defendant's Motion to Dismiss Adversary Proceeding for Failure to State a Claim Upon Which Relief Can Be Granted

fr. 1-8-19, 3-5-19

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for January 8, 2019:

Court is satisfied that it has jurisdiction. Court is also satisfied that it is appropriate for it to consider matters of which it can take judicial notice in a motion to dismiss. The date on which a recorded transfer was made is a matter of which the Court is comfortable taking judicial notice. Moreover, the date of the transfer should have been included in the complaint. Plaintiff cannot defeat a motion to dismiss simply by omitting an undisputed fact of which the court can take judicial notice.

Court agrees with defendant that there is no independent cause of action for a constructive trust. There needs to be a viable, nonbarred theory under which a constructive trust should be imposed, and it cannot be used to circumvent the state law statute of repose that prohibits an action with respect to a fraudulent transfer after 7 years.

However, can the trustee assert any right to recovery under the "continuing tort doctrine?" See, e.g., Myers v. Malone (In re Malone), 2013 Bankr. LEXIS 5010 (Bankr. D. Neb. 2013) (relying on Roemmich v. Eagle Eye Dev., LLC, 526 F.3d 343 (9th Cir. 2008) and Limestone Dev. Corp. v. Village of Lemont, 520 F.3d 797 (7th Cir. 2008)).

Continue hearing to give trustee an opportunity to analyze and brief whether

**United States Bankruptcy Court
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

he can assert any claim not barred by the statute of limitations under the continuing tort doctrine (or, stated differently, if there are any transfers to or for the benefit of the defendants that occurred within the statutory reachback period).

Tentative Ruling for March 5, 2019:

Grant motion to dismiss. The continuing fraud that the trustee describes -- continuing to represent that the she owns the property to secure credit at more favorable terms is a different fraud -- one that the trustee lacks standing to prosecute. The trustee's action is barred by the applicable statute of limitations.

Final Ruling for March 5, 2019:

Continue hearing to April 16, 2019 at 2:00 p.m. Trustee should serve and file supplemental brief under section 544 not later than March 19, 2019. Oppositions will be due by April 2, 2019. Replies must be filed and served by April 9, 2019.

Tentative Ruling for April 16, 2019:

Grant with leave to amend. Court has carefully reviewed the applicable authorities and is persuaded that the latest theory the trustee has advanced is viable and not barred by the applicable statute of limitations.

The statutes and caselaw are clear that an asset in which the debtor owns the beneficial interest is an asset of the estate and that the mere fact that bare legal title may be held by someone else does not stop the asset from being an asset of the estate. Although In re Swenson, 381 B.R. 272 (Bankr. E.D. Cal. 2008) arose in the context of an action under sections 727(a)(2) and (a)(4), the reasoning of the case is illustrative.

In Swenson, although an asset had been transferred away more than a year prior to the bankruptcy (and therefore the transfer itself was not actionable under section 727(a)(2)), the bankruptcy court nevertheless held that the debtor's discharge should be barred under this section because the debtor

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CONT... Gilberto Arambula, Jr.

Chapter 7

had concealed assets of the estate within the year prior to the bankruptcy. Similarly, the court found that it was appropriate to bar the debtor's discharge under section 727(a)(4) because the debtor had failed to disclose an asset of the estate (namely, the same property held in the name of the non-debtor) on the schedule of real property. The question was not whether the transfer itself was avoidable; the issue was whether, notwithstanding the transfer, the property remained an asset of the estate because the debtor retained the indicia of ownership. The task at hand is to determine who the beneficial owner of the property actually is. If the trustee can establish that the debtors retained most or all of the indicia of ownership -- remained in the property, paid the mortgage, paid the taxes, paid maintenance expenses, held themselves out to third parties as the owners of the property -- etc., the court may be able to find based on all of the facts and circumstances that, notwithstanding the transfer of bare legal title, the debtors retained beneficial ownership of the property and that the asset remains an asset of their bankruptcy estate.

The concept of a resulting trust is a remedy that can be used, as necessary, to cause legal title to be returned to the beneficial owner. A resulting trust may be used when the circumstances surrounding the transfer reflect that the transferee was not intended to take the beneficial interest. A resulting trust has been termed an "intention enforcing" trust because it applies where the circumstances support the inference that the parties to the transaction did not intend for the transferee to have the beneficial interest. The statute of limitations on the right to assert such a remedy does not start to arise until the transferee repudiates the arrangement -- either because the transferee starts claiming to be the beneficial owner or refuses to transfer the title to the beneficial owner after having been asked to do so. See generally Martin v. Kehl, 145 Cal. App. 3d 228 (1983); Goesch v. Hennigan, 2012 WL 5359290 (Cal. App. October 31, 2012) (plaintiff could assert right to recover property under resulting trust theory even though statute of frauds had run on fraud claim because applicable statute of limitations did not begin to run until party holding legal title repudiates the obligation to return the property or otherwise indicates that she is holding the property adversely to the plaintiff in violation of her duty). That did not happen here because the transferees are continuing to cooperate with the debtors in an effort to keep the asset away from the debtors' creditors. Debtors have never asked that the property be

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2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

reconveyed and the transferees have therefore not refused. (However, it could certainly be argued that the trustee, standing in the debtor's shoes, has exercised the right to request a return of the property by bringing this action and, therefore, that the statute of limitations on the resulting trust remedy began to run when this action was filed, but it is a four-year statute of limitations, Goesch, supra, so it is not too late for the trustee to advance this theory.)

This is not a bankruptcy theory of recovery. Even outside the context of a bankruptcy, creditors are entitled to attempt collection of their claims as against a debtor's beneficial interest in something -- using the remedy of a resulting trust. So, for example, in Fidelity Nat'l Title Ins. Co. v. Schroeder, 179 Cal. App. 4th 834 (2009), even though the creditor could not avoid a transfer made by its judgment debtor under the Uniform Fraudulent Transfer Act (due to the fact that the debtor had asserted a homestead exemption with regard to the equity in the property), the California Court of Appeals held that the judgment creditor should be given an opportunity to prove that the transferee held only bare legal title to the property and not the beneficial interest. If the judgment creditor could make the requisite showing, the appellate court held that the judgment creditor's judgment lien would attach to the debtor's beneficial interest in the property. The fact that the same result could not be achieved under the UFTA was not an impediment to the judgment creditor's recovery.

The same is true here. The trustee should be given an opportunity to prove that, based on the facts and circumstances of this case, it was never the intention of the parties for the transferee to hold beneficial title to the property -- that it was always the parties' intention for the debtors to remain the beneficial owners of the property. If this can be established, the court may impose a resulting trust on the property and direct that title be transferred to the beneficial owners so that the trustee may administer the asset for the benefit of the estate.

Grant motion with leave to amend to permit the trustee to plead the facts necessary to establish that, notwithstanding the transfer, the debtors remained the beneficial owners of the property and, therefore, that the transferees are obliged to turn the property over to the trustee as it is property of the estate.

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Tuesday, April 16, 2019

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2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Joint Debtor(s):

Sully Mariela Jimenez

Represented By
Michael H Colmenares

Movant(s):

Armando Jimenez

Represented By
David Jacob

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

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2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#206.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Wesley H. Avery against Maria Jimenez

fr. 11-27-18, 1-8-19, 3-5-19

Docket 1

Courtroom Deputy:

10/22/18 - Amended complaint filed.

10/25/18 - Another Summons issued

Tentative Ruling:

Revisit status of action after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Joint Debtor(s):

Sully Mariela Jimenez

Represented By
Michael H Colmenares

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

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2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#207.00 Defendant's Motion For Summary Judgment or, alternatively for Summary Adjudication

Docket 54

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny. There are disputed issues of material fact as to each claim for relief in the complaint.

With regard to the first claim for relief (727(a)(2)), these issues include:

1. when did the debtor actually sell his 2004 Nissan?
2. what is the true value of the 1955 Truck?
3. why did the debtor fail to disclose the transfers to his father (as either payments or gifts) on either SOFA?
4. how much did the debtor earn during the prepetition portion of 2017?
5. were any omissions or misstatements in the debtor's schedules made with the intention to hinder, delay or defraud a creditor or an officer of the estate?

With respect to the claim under section 727(a)(3):

1. Are there documents that the debtor failed to provide concerning the value of his truck?
2. Are there documents that the debtor failed to provide concerning transfers to his father?
3. Are there documents that the debtor failed to provide concerning his 2017 income?
4. If there were such documents, why weren't they provided to the trustee?
5. If there are no such documents, should there have been such documents and is the debtor's failure to maintain such documents justifiable under all the circumstances?

With regard to the claim under section 727(a)(4):

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, April 16, 2019

Hearing Room 1539

2:00 PM

CONT...

Joseph Michael Garcia

Chapter 7

1. Are any of the statements made in the schedules with regard to the value of debtor's 1955 truck, the date on which the 2004 Nissan was sold and the debtor's income for 2017 inaccurate?
2. Why don't the transfers to the debtor's father appear anywhere on the schedules?
2. Was any inaccuracy material?
3. Were any material inaccuracies made with the intent to knowingly and fraudulently make false oaths?

With respect to the claim under section 727(a)(5):

1. Was the information provided concerning the disposition of the debtor's 2004 Nissan inaccurate or incomplete?
2. In light of any such inaccuracy or incompleteness, did the debtor provide sufficient information to adequately explain the loss of assets or the deficiency of assets to meet his liability?

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Movant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 16, 2019

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2:00 PM

2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#208.00 Plaintiff's Motion For Summary Judgment or in the alternative Partial Summary Judgment

Docket 56

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny. There are disputed issues of material fact as to each claim for relief in the complaint.

With regard to the first claim for relief (727(a)(2)), these issues include:

1. when did the debtor actually sell his 2004 Nissan?
2. what is the true value of the 1955 Truck?
3. why did the debtor fail to disclose the transfers to his father (as either payments or gifts) on either SOFA?
4. how much did the debtor earn during the prepetition portion of 2017?
5. were any omissions or misstatements in the debtor's schedules made with the intention to hinder, delay or defraud a creditor or an officer of the estate?

With respect to the claim under section 727(a)(3):

1. Are there documents that the debtor failed to provide concerning the value of his truck?
2. Are there documents that the debtor failed to provide concerning transfers to his father?
3. Are there documents that the debtor failed to provide concerning his 2017 income?
4. If there were such documents, why weren't they provided to the trustee?
5. If there are no such documents, should there have been such documents and is the debtor's failure to maintain such documents justifiable under all the circumstances?

With regard to the claim under section 727(a)(4):

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CONT...

Joseph Michael Garcia

Chapter 7

1. Are any of the statements made in the schedules with regard to the value of debtor's 1955 truck, the date on which the 2004 Nissan was sold and the debtor's income for 2017 inaccurate?
2. Why don't the transfers to the debtor's father appear anywhere on the schedules?
2. Was any inaccuracy material?
3. Were any material inaccuracies made with the intent to knowingly and fraudulently make false oaths?

With respect to the claim under section 727(a)(5):

1. Was the information provided concerning the disposition of the debtor's 2004 Nissan inaccurate or incomplete?
2. In light of any such inaccuracy or incompleteness, did the debtor provide sufficient information to adequately explain the loss of assets or the deficiency of assets to meet his liability?

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Movant(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
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2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#209.00 Defendant's Motion for Judgment on the Pleadings

fr. 4-2-19

Docket 68

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/26/19 -- Court granted motion to continue hearing to April 16, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for April 16, 2019:

Deny. There are disputed issues of material fact as to each claim for relief in the complaint.

With regard to the first claim for relief (727(a)(2)), these issues include:

1. when did the debtor actually sell his 2004 Nissan?
2. what is the true value of the 1955 Truck?
3. why did the debtor fail to disclose the transfers to his father (as either payments or gifts) on either SOFA?
4. how much did the debtor earn during the prepetition portion of 2017?
5. were any omissions or misstatements in the debtor's schedules made with the intention to hinder, delay or defraud a creditor or an officer of the estate?

With respect to the claim under section 727(a)(3):

1. Are there documents that the debtor failed to provide concerning the value of his truck?
2. Are there documents that the debtor failed to provide concerning transfers to his father?
3. Are there documents that the debtor failed to provide concerning his 2017

**United States Bankruptcy Court
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CONT... Joseph Michael Garcia

Chapter 7

income?

4. If there were such documents, why weren't they provided to the trustee?
5. If there are no such documents, should there have been such documents and is the debtor's failure to maintain such documents justifiable under all the circumstances?

With regard to the claim under section 727(a)(4):

1. Are any of the statements made in the schedules with regard to the value of debtor's 1955 truck, the date on which the 2004 Nissan was sold and the debtor's income for 2017 inaccurate?
2. Why don't the transfers to the debtor's father appear anywhere on the schedules?
2. Was any inaccuracy material?
3. Were any material inaccuracies made with the intent to knowingly and fraudulently make false oaths?

With respect to the claim under section 727(a)(5):

1. Was the information provided concerning the disposition of the debtor's 2004 Nissan inaccurate or incomplete?
2. In light of any such inaccuracy or incompleteness, did the debtor provide sufficient information to adequately explain the loss of assets or the deficiency of assets to meet his liability?

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Movant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

**United States Bankruptcy Court
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Tuesday, April 16, 2019

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CONT... Joseph Michael Garcia

Chapter 7

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#210.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Michael Cunjak against Joseph Michael Garcia

fr. 4-3-18, 7-17-18, 0-2-18, 11-27-18, 2-26-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late July, 2018 and continue status conference to approximately same time frame.

4/9/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- July 17, 2018 at 2:00 p.m.

L/D to file joint status report -- July 3, 2018

L/D to conduct discovery -- July 31, 2018

Tentative Ruling for July 17, 2018:

Continue status conference to date of continued hearing on discovery motion.
Continue discovery cutoff in the interim.

9/12/18 -- Court signed order extending discovery cutoff to October 31, 2018.

9/18/18 -- Court approved stipulation continuing hearing to November 27, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for November 27, 2018:

Revisit status of action after conclusion of hearing on matter no. 206.

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2:00 PM

CONT... Joseph Michael Garcia

Chapter 7

Tentative Ruling for February 26, 2019:

Rule 68 offer, if it was an offer of money to plaintiff, is inappropriate here. The claim is a claim under section 727 only. Plaintiff cannot accept a monetary settlement from the defendant. Therefore, any Rule 68 offer of money to plaintiff will not have it's intended effect because plaintiff cannot accept it.

However, there is such a thing as a compromise of a 727 action. Plaintiff could agree, for example, to drop his objection to discharge in exchange for the defendant's delivering certain monies or returning certain assets to the estate for the benefit of creditors generally.

Has either party filed any pretrial motions? What motions have been or will be filed? Hearing required.

Tentative Ruling for April 16, 2019:

Revisit status of action after conclusion of related matters on calendar.

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
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Los Angeles
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Hearing Room 1539

10:00 AM

2:19-13087 Kokols USA Inc.

Chapter 7

#1.00 Order to Show Cause for Dismissal of Case as Debtor is a Non-Individual not represented by Counsel pursuant to LBR 9011-2(a)

Docket 8

***** VACATED *** REASON: VACATE AS MOOT. NO APPEARANCE
REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC as moot. Case has already been dismissed for failure to file schedules, etc. No appearance required. Court will prepare order.

Party Information

Debtor(s):

Kokols USA Inc.

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, April 17, 2019

Hearing Room 1539

10:00 AM

2:16-19896 Lite Solar Corp.

Chapter 7

#2.00 Trustee's Application to Employ Sussman Shank, LLP, as Special Litigation Counsel for Chapter 7 Trustee on a Contingency Fee Basis Subject to Modification under 11 U.S.C. Section 328

Docket 309

Courtroom Deputy:

4/9/19 - Clifford Davidson, (503)243-1653, has been approved for telephonic appearance on 4/17/19 @ 10am

Tentative Ruling:

Overrule objection. Approve employment. This is not a case in which an attorney who formerly represented or was employed by SNS is now working for the firm that the trustee seeks to hire. Edmonson is not employed by SS and has never been employed by SS. To the extent that he disclosed information protected by the attorney client privilege to SS (which is disputed), this disclosure itself would have rendered the information no longer privileged. It was not an inadvertent disclosure by Edmonson. He does not believe that this information was confidential. An opposing party cannot create a basis to disqualify the attorney representing its opponent by giving that attorney confidential information. Although not necessarily required to do so, SS returned the information and has agreed not to use it. This is more protection than that to which SNS is entitled. If SNS has a problem with any disclosures made by Edmonson, they should raise that problem with Edmonson.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
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10:00 AM

CONT... Lite Solar Corp.

Chapter 7

**United States Bankruptcy Court
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Wednesday, April 17, 2019

Hearing Room 1539

10:00 AM

2:18-10808 Clotrimazole, Inc.

Chapter 7

#3.00 Trustee's Motion For Approval Of:

(i) Sale Agreement Of Real Estate Property [953 Schumacher Drive, Los Angeles, California 90048] Free And Clear Of Liens And Encumbrances Pursuant To 11 U.S.C. § 363,

(ii) Overbidding Process

(iii) Distribution Of Sale Proceeds

Docket 97

Courtroom Deputy:

4/16/19 - Eric Encisco, (561)241-6901, has been approved for telephonic appearance on 4/17/19 @ 10am

Tentative Ruling:

The only opposition is a conditional nonopposition from the senior lienholder. It appears from the motion that it is the trustee's intention to pay the lien in full from the close of escrow. Therefore, in light of this, it appears that the lender does not oppose the sale.

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Clotrimazole, Inc.

Represented By
Alan F Broidy

Trustee(s):

Sam S Leslie (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
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Wednesday, April 17, 2019

Hearing Room 1539

11:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#100.00 Order to Show Cause why Debtor should not be held in Contempt of Court for Failure to Comply with this Court's January 10, 2019 Order

fr. 3-6-19

Docket 71

Courtroom Deputy:

4/8/19 - R. Gibson Pagter, Jr. (714)541-6072 x 225, has been approved for telephonic appearance on 4/17/19 @ 11am

Tentative Ruling:

Tentative Ruling for March 6, 2019:

Court has not received a response from the debtor. Did he produce the required documents by February 20? Did he appear at the continued 341(a) meeting on March 5? Hearing required.

Final Ruling from March 6, 2019:

Debtor provided documents, but did so on the evening of the 4th, so that trustee had time for only a cursory review before the examination. Debtor did appear on March 5 and trustee was able to ask some questions. Examination was continued to March 28. Continue hearing to April 17, 2019 at 11:00 a.m.

Tentative Ruling for April 17, 2019:

According to declaration filed in connection with matter no. 101, the debtor appeared at the March 28 examination? Has trustee now concluded his examination?

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

**United States Bankruptcy Court
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Wednesday, April 17, 2019

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11:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
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Los Angeles
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Wednesday, April 17, 2019

Hearing Room 1539

11:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#101.00 Trustee's Motion for Order Compelling:

1) Turnover of Documents;

2) Debtor to Appear to the Section 341(a) Meeting of Creditors

fr. 1-9-19, 2-6-19, 3-6-19

Docket 58

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for January 9, 2019:

If debtor wants to be in bankruptcy, he will need to appear for examinations and supply documents requested by the trustee. Grant motion. Court will use contempt powers if necessary to ensure compliance. Continue hearing to date after scheduled appearance/response to ensure that debtor complies with order.

Final Ruling for January 9, 2019:

341(a) meeting is scheduled for February 5, 2019. Court entered order granting motion insofar as it requested debtor to immediately turnover documents/information requested in motion and to appear at the continued 341(a) meeting on February 5, 2019. Court will conduct a continued hearing on February 6, 2019 at 11:00 a.m. to ensure compliance with the order.

Tentative Ruling for February 6, 2019:

Did debtor produce required documents and appear at 341(a) meeting on February 5, 2019? Hearing required.

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11:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

Tentative Ruling for March 6, 2019:

Revisit status of this motion after conclusion of hearing on matter no. 100.

Final Ruling for March 6, 2019:

Continue hearing to April 17, 2019 at 11:00 a.m. Trustee should serve and file declaration re attorneys' fees incurred in bringing motion not later than April 3, 2019. Any response to that fee request should be filed and served not later than April 12, 2019.

Tentative Ruling for April 16, 2019:

Trustee should not have been required to file a motion to compel (and the court should not have had to issue an OSC) in order to get the debtor to produce documents and appear for a an examination under section 341(a). Impose compensatory sanctions of \$4,498 upon the debtor to compensate the estate for the additional costs and attorneys' fees incurred in bringing and attending hearings on this motion.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
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Wednesday, April 17, 2019

Hearing Room 1539

11:00 AM

2:12-50259 Hansen Freightlines Incorporated

Chapter 11

#102.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 2-15-17, 8-30-17, 2-28-18, 6-13-18, 12-12-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/28/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has reviewed reorganized debtor's status report. Continue case status conference to August 28, 2019 at 11:00 a.m. Reorganized debtor should file updated status report accompanied by declaration not later than August 16, 2019. APPEARANCES WAIVED ON APRIL 17, 2019.

Party Information

Debtor(s):

Hansen Freightlines Incorporated

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Wednesday, April 17, 2019

Hearing Room 1539

11:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#103.00 Debtor's Motion to Approve Settlement With RDY Holdings LLC

Docket 258

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is essentially a plan support agreement. Court approval is not required and would be confusing if granted. Creditor will receive agreed upon treatment if and when a plan containing agreed upon treatment is confirmed and becomes effective. Debtor should incorporate agreement into any plan that it proposes.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, April 17, 2019

Hearing Room 1539

11:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#104.00 Debtor's Objection to Claim Of Schurman Retail Group AKA Schurman Fine Papers (Claim 54)

fr. 3-20-19

Docket 199

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling from March 20, 2019:

This is not a motion to dismiss the bankruptcy case and there is no evidence that the objection to claim was not filed in good faith. The proof of claim was filed months after the applicable bar date. Objecting to a proof of claim on the ground that it was late-filed on these facts is perfectly appropriate.

The state court action does not and cannot constitute an informal proof of claim. It was filed months before the bankruptcy case and was stayed by the bankruptcy filing.

Creditor claims that its failure to file a timely proof of claim constitutes excusable neglect in that, even though its state court lawyers received notice of the bar date in August of 2018, when the creditor hired bankruptcy counsel on October 2, 2018, who appeared in the case on October 4, 2018 (15 days before the bar date), new counsel did not find out about the bar date.

Declaration filed in support of opposition is hearsay lacking in personal knowledge as to the key issues here. Declarant is neither one of the attorneys of the prior law firm nor one of the lawyers for the new firm. She is not in a position to testify as to what the prior law firm knew or didn't know or what the prior law firm did or did not communicate to the new law firm. Her declaration provides no information whatsoever as to what either set of lawyers knew or understood and no information whatsoever as to why the

**United States Bankruptcy Court
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11:00 AM

CONT... DDC Group, Inc.

Chapter 11

attorneys did not file a proof of claim. Even the hearsay provided does not say that the creditor or its new firm were unaware of the bar date or why they were unaware of the bar date. It just says that the prior law firm did not advise the new firm or its client of the bar date.

Claimant has failed to carry its burden of proof to establish that its failure to file a proof of claim in a timely manner was due to excusable neglect. Disallow claim as late-filed.

Final Ruling for March 20, 2019:

Continue hearing to April 17, 2019 at 11:00 a.m. Claimant may file and serve a supplemental declaration addressing the issues raised in the March 20 tentative not later than April 3, 2019. Debtor may file and serve a response not later than April 10, 2019.

Tentative Ruling for April 17, 2019:

Claimant did not file supplemental declaration. Sustain objection. Disallow claim as late filed. Claimant has not established that failure to file in a timely manner was due to excusable neglect.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
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Hearing Room 1539

11:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#105.00 Debtor's Motion re: Objection to Claim Number 53 by Claimant 8817 Research Drive in the amount of \$413,017.00

fr. 2-27-19

Docket 181

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 27, 2019:

The proof of service on the notice of bar date reflects that the notice of bar date was properly addressed, in that the address shown on the proof of service is

Pizza 90, Inc.
Ignacio J. Lazo
Gabriel K. Coy
8871 Research Drive
Irvine, CA 92618.

Claimant concedes that this is the correct address, in that it lists the identical address as correct on p. 4 of the opposition in describing the amended schedules.

Deny claimant's motion to strike Hayes declaration. However, debtor is mistaken when it argues that the claim was scheduled or that it was scheduled as disputed. The claim referenced by the debtor is a different claim -- that of the plaintiff in the litigation -- JMS, c/o Stanley Kimmel in Granada Hills. The reference refers to the lawsuit in which Pizza 90 is a cross-claimant, but the claim amount and the holder of the claim are not that of Pizza 90.

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CONT... DDC Group, Inc.

Chapter 11

Court has no reason to conclude that staff working for counsel for debtor addressed the envelopes in which the bar date notices were sent in a manner that differed from the service addresses reflected on the proof of service; however, claimants dispute having received the notice of bar date and debtor has demonstrated that it has in the past been confused and believed that it had served Pizza 90 when in fact it had only served JMS. Moreover, proof of claim was only filed 12 days after the bar date.

Nevertheless, if the Court is going to allow a late-filed proof of claim, the burden of proof is on the claimant to establish that its failure to file the proof of claim in a timely manner constitutes excusable neglect. What is missing from the declarations is any discussion of when the creditor first learned about the bankruptcy case and any steps that the creditor took to keep itself apprised of the status of the case or to make sure that it received notices in the bankruptcy case and whether or not, under the applicable caselaw, movant's failure to file the proof of claim in a timely manner constitutes excusable neglect. Continue hearing to give creditor an opportunity to file one or more supplemental declarations and a supplemental memorandum on this issue.

Final Ruling for February 27, 2019:

Continue hearing to April 17, 2019 at 11:00 a.m. Claimant may file and serve supplemental declaration(s) and a supplemental memorandum addressing the points raised in the prior tentative ruling not later than March 27, 2019. Any supplemental reply should be filed and served not later than April 10, 2019.

Tentative Ruling for April 17, 2019:

When did Ms. Hope advise Mr. Lazo that a Notice of Bar Date had been entered on August 29, 2018?

Mr. Lazo's declaration explains why he did not file a request for special notice -- he was afraid of being "overwhelmed" by papers in which he had no interest; however, knowing that he had not filed a request for special notice, he did not check the docket promptly upon his return from vacation to see

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11:00 AM

CONT... DDC Group, Inc.

Chapter 11

whether anything had transpired in his absence that might affect his client's claim. Instead, he waited until the next status conference scheduled for November 7 to check the docket, at which time (the court assumes, although the declaration is somewhat vague on this point) Ms. Hope found the notice setting a bar date of October 19, 2018.

Mr. Lazo could have taken the deposition of the staff person responsible for mailing the notices of bar date, but chose not to do so. Claimant also declined the court's offer/suggestion that it file a memorandum of points and authorities in an effort to persuade the court that these facts add up to excusable neglect.

Court does not believe that claimant has sustained its burden of proof. Sustain objection. Disallow claim as late-filed.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
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Wednesday, April 17, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#200.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 637 East 29th Street, Los Angeles, CA 90011

MOVANT: CENTER STREET LENDING FUND IV SPE, LLC.

fr. 11-27-18, 12-12-18, 2-6-19, 2-27-19

Docket 106

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is a chapter 11 case and there is no evidence that the property is declining in value. Court is not yet in a position to include that there is no reasonable prospect of reorganization within a reasonable period. Debtor has filed a plan and disclosure statement that is set for hearing on December 12, 2018. Deny motion or, if movant prefers and consents to continuance, continue hearing to coincide with date of hearing on disclosure statement so that, if court concludes that plan cannot be confirmed within a reasonable period at some point during the confirmation process, it can grant relief from stay.

Tentative Ruling for April 17, 2019:

Revisit motion after conclusion of hearings on related matters on calendar.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

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CONT... Denise Latrice Wheeler

Chapter 11

Movant(s):

Center Street Lending Fund IV SPE,

Represented By
Kristin A Zilberstein

**United States Bankruptcy Court
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Wednesday, April 17, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#201.00 Debtor's Second Amended Disclosure Statement describing Debtor's Second Amended Chapter 11 Plan of Reorganization

fr. 2-27-19

Docket 141

***** VACATED *** REASON: 3/22/19 - THIRD AMENDED
DISCLOSURE STATEMENT FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court agrees with debtor that the mere fact that Center Street objects to confirmation of the debtor's plan does not make it unconfirmable. Whether or not the plan can be confirmed over Center Street's objections under section 1129(b) entails factual issues (such as the appropriate interest rate and loan term) and is a confirmation issue. The fact that the lender is a hard money lender who does not make 30 year loans and charges high interest rates is not relevant to this analysis.

Court agrees that nothing contained in Center Street's objections demonstrates that the plan violates the best interest of creditors rule. By definition, the court must find that the plan pays a fully secured creditor the present value of its claim, so the plan will not be confirmed over Center Street's objection unless the Court finds that it will receive payment in full at an appropriate interest rate, so the plan will satisfy the best interest of creditors test vis-a-vis Center Street or it won't be confirmed. Center Street is hardly in a position to raise the best interests of creditors test on behalf of unsecured creditors, but, even if it had standing to make this argument, its objection does not demonstrate this.

However, this all assumes that the debtor will prevail in her objection to claim and succeed in having the interest rate reduced below the 30 percent default interest rate that Center Street is claiming. The plan needs to be modified to reflect that the debtor's prevailing on this claim objection (which the Court

**United States Bankruptcy Court
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2:00 PM

CONT...

Denise Latrice Wheeler

Chapter 11

notes still has not been filed) is a condition precedent to confirmation of the plan. (And the disclosure statement should describe what the debtor believes will happen if the debtor does not prevail on her objection to claim.)

Court agrees with Center Street that the ability of debtor's partner to actually perform under his contribution declaration is speculative at this point; however, this is a confirmation issue. Center Street can and should conduct discovery concerning Mr. Lenoir's financial condition and the debtor should be prepared to offer additional testimony from him in connection with her confirmation memorandum. If the debtor's projections assume that she will not have to pay any rent, debtor will also need to provide a declaration from her brother to the effect that he will let her live in his property rent-free for a period of 5 years.

In addition, the debtor should correct the typographical errors identified by the US Trustee and add the missing information requested in the US Trustee's objection to the disclosure statement.

Moreover, disclosure statement should be modified to reflect that, because the debtor retains her property under the plan, it cannot be confirmed over the objection of unsecured creditors. Debtor cannot have it both ways by saying she will insert a new value contribution if she needs to. Either one should be provided for now, or the plan should explain that it cannot be confirmed over the unsecured creditor's objections.

OFF CALENDAR. DEBTOR HAS FILED THIRD AMENDED DISCLOSURE STATEMENT.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By

Anthony Obehi Egbase

Crystle Jane Lindsey

Lionel E Giron

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2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#202.00 Debtor's Third Amended Disclosure Statement describing Debtor's Third Amended Chapter 11 Plan of Reorganization

Docket 161

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Except as otherwise noted below, the objections raised by the secured lender are either, in substance, confirmation objections, or not well taken. Approve disclosure statement, subject to the following conditions/caveats:

1. Court has identified a few typographical errors that need to be corrected.
2. Debtor must supply a declaration from her brother to the effect that she will be permitted to live with him and that she will not have to pay rent until she has completed making her plan payments.
3. In its present form, the plan is not confirmable, because it presupposes that the debtor will prevail on her claim objection and the objection has not yet been filed. Plan (and corresponding sections of disclosure statement) should provide that debtor's obtaining an order disallowing the default interest portion of the secured claim as an unenforceable penalty is a condition precedent to confirmation or, if the debtor would like to be able to have a plan be confirmed and go effective before she has prevailed on her claim objection, she should modify the plan (and corresponding sections of disclosure statement) to provide that, pending the outcome of the claim objection, she will be making monthly interest payments on the larger amount of the claim at 6 percent. (She could pay the undisputed portion of the payment to the creditor and deposit the remainder of the payments into a disputed claim reserve where they would remain until the claim objection is resolved.)
4. In disclosure statement, debtor reports that, if she does not prevail on her claim objection, she will attempt to refinance, but does this appear anywhere

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CONT... Denise Latrice Wheeler

Chapter 11

in the plan? (The court wasn't able to find it.) Therefore, if the debtor would like to confirm the plan before the objection is resolved, she should build into the plan what will happen if she does not prevail on her claim objection.

5. In order to find a plan feasible, the court must find that it is not likely to be followed by the need for further liquidation or reorganization *not contemplated by the plan*. In light of how many different income streams must come together to enable the debtor to fund her plan payments, in order for this plan to be feasible, it should be modified to provide that, in the event the debtor defaults on her plan payments, she will have a period of x months to attempt to refinance the property. If she fails to consummate a refinancing within that period, she will have a period x months to sell the property or permit the lender to foreclose. In other words, the plan needs to contemplate what will happen in the event of default in such a way as to ensure that there will not be a need for another bankruptcy case if the debtor is unable to make the payments.

6. Why hasn't the debtor filed her objection to the secured creditor's claim? Deadline for the filing of this objection should be included in order approving the disclosure statement.

7. In the disclosure statement, the debtor represents that there will be a new value contribution from her brother of \$5,000, but where is that mentioned in the plan? The court wasn't able to find it.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

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2:18-10597 Denise Latrice Wheeler

Chapter 11

#203.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18, 2-6-19, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Has debtor filed motion for authority to use cash collateral? If not, why not? Has debtor been paying expenses in the interim? Debtor has proposed August 15 as the deadline for filing a plan. What has to happen before debtor will be in a position to file a plan? Hearing required.

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.

L/D to serve notice of bar date -- March 21, 2018

Bar date -- May 31, 2018

L/D to file joint status report -- June 5, 2018

L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor should file updated status report by July 30, 2018 and plan and disclosure

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CONT... Denise Latrice Wheeler

Chapter 11

statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Tentative Ruling for April 17, 2019:

If court approves disclosure statement, set plan confirmation schedule.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
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Thursday, April 18, 2019

Hearing Room 1539

10:00 AM

2:17-21775 Levon Isadzhanyan

Chapter 7

Adv#: 2:18-01003 Tarpinian et al v. Isadzhanyan

#1.00 TRIAL re: 41(Objection/revocation of discharge - 727(c) (d),(e)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Nayrie Garo Tarpinian, Gary Tarpinian against Levon Isadzhanyan

fr. 3-6-18, 6-5-18, 9-11-18, 12-11-18, 12-18-18, 2-12-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/9/19 -- Court entered scheduling order that included the following language:

The Court orders a bifurcated trial solely on the issue of whether the four representations at issue were made knowingly and fraudulently. Parties are ordered to tailor the January 29, 2019 pre-trial order to solely address this issue. All other issues and claims for relief are reserved for a second trial to be scheduled, if necessary, after the first trial has been completed.

1/9/19 -- Court entered order on motion for summary judgment with regard to fourth claim for relief summarily adjudicating that debtor's representations as to the income received during the six months prior to his bankruptcy, the income he earned in 2017, the amount of his liabilities and whether he was working on the Orcas Project were false and that these misrepresentations were material. Court denied summary adjudication as whether these misrepresentations were knowing and fraudulent.

Rulings on Evidentiary Objections:

Objections to Declaration of Cliff Dean Schneider:

Overrule. There is an exception to the hearsay rule for statements made by the opposing party. The relevance is that this is one of the statements made under oath that plaintiff alleges violated section 727(a)(4).

Objections to Declaration of Gary Tarpinian:

1. Sustain.
- 2 through 17. Overrule.
18. Overrule.

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CONT... Levon Isadzhanyan
19 through 27. Overrule.

Chapter 7

Objections to Declaration of Narie Tarpinian:

1. Overrule.
2. Overrule.
3. Overrule.
4. Overrule.
5. Overrule.

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Defendant(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Plaintiff(s):

Nayrie Garo Tarpinian

Represented By
Cliff Schneider

Gary Tarpinian

Represented By
Cliff Schneider

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Brandon J Iskander

**United States Bankruptcy Court
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Tuesday, April 23, 2019

Hearing Room 1539

10:00 AM

2:19-13471 Nicholas Cascione and Patricia Ann Cascione

Chapter 7

#1.00 Notice of Motion and Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate 28653 Lapine Avenue, Santa Clarita, CA 91390
[OST]

MOVANT: PATRICIA ANN CASCIONE

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant.

Party Information

Debtor(s):

Nicholas Cascione

Represented By
David H Chung

Joint Debtor(s):

Patricia Ann Cascione

Represented By
David H Chung

Movant(s):

Nicholas Cascione

Represented By
David H Chung
David H Chung

Patricia Ann Cascione

Represented By
David H Chung
David H Chung

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

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CONT... Nicholas Cascione and Patricia Ann Cascione

Chapter 7

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Tuesday, April 23, 2019

Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#2.00 Emergency Motion Of Debtor And Debtor In Possession For An Order Authorizing Debtor To Pay Pre-Petition:

(1) Wages, Salaries, And Other Compensation

(2) Employee Medical, Workers Compensation, And Similar Benefits

(3) Employee Deductions

(4) Authorizing And Directing Applicable Banks And Other Financial Institutions To Receive, Process, Honor, And Pay Checks Presented For Payment And To Honor Funds Transfer Requests Relating To The Foregoing

Docket 30

Courtroom Deputy:

4/19/19 - Christopher Crowell, (818)501-3800, has been approved for telephonic appearance on 4/23/19 @ 10am

Tentative Ruling:

Authorize debtor to pay prepetition wages, honor prepetition benefits and expense reimbursements up to an aggregate of priority amount per employee, *excluding insiders*. With regard to insiders, order can provide that, if and when and to the extent that insider compensation has been approved, the debtor is authorized to pay prepetition wages to insiders in accordance with any formula approved through the insider compensation process.

Court was not sure whether motion seeks authority to permit outstanding prepetition checks to clear. If so, deny motion to the extent that it seeks such relief. Debtor must close its bank accounts so that outstanding checks do not clear. To the extent that outstanding checks are for prepetition wages that would otherwise be covered by the preceding paragraph, debtor should issue new checks to accomplish these payments.

Party Information

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10:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
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Wednesday, April 24, 2019

Hearing Room 1539

10:00 AM

2:18-12429 Dana Hollister

Chapter 11

#1.00

**MEDIATION HEARING
DEBTOR, DANA HOLLISTER
2:18-BK-12429NB
fr. 6-19-18, 11-20-18, 1-17-19, 2-21-19**

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Dana Hollister

Represented By
David A Tilem

**United States Bankruptcy Court
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Thursday, April 25, 2019

Hearing Room 1539

10:00 AM

2:19-10480 L.A. Entertainment Center, Inc.

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 333 Boylston Street and 1201 W. 4th Street

MOVANT: 333 BOYLSTON, LLC.

fr. 2-26-19, 2-12-19

Docket 9

***** VACATED *** REASON: 3/20/19 - CASE DISMISSED. DENY MOTION AS MOOT.**

Courtroom Deputy:

3/20/19 - Case dismissed by the Trustee for failure to appear at 2 341(a) Meeting of Creditors.

Tentative Ruling:

Property is not residential property. Paragraph 4 of the motion (relying on sections 362(b)(22) and (23) is inapplicable. (But court will not sua sponte impose sanctions under Rule 9011. Did debtor even give movant the benefit of the safe harbor provisions of that Rule?)

Deny motion to strike. Court agrees that evidence submitted is appropriate in light of substantive issues/defenses raised in opposition to motion.

Grant relief from stay to the extent necessary to permit the parties to litigate to a final judgment their respective claims against one another with regard to the property. (Leave stay in effect with regard to enforcement/obtaining possession.) Court is not currently in a position to assess whether there is a reasonable prospect of reorganization within a reasonable period. Continue hearing on balance of relief for a period of 60 to 90 days to give court an opportunity to re-assess at that point whether there is a reasonable prospect of reorganization within a reasonable period.

According to the debtor, there was an agreement that no rent would be paid

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CONT... L.A. Entertainment Center, Inc.

Chapter 7

while the property was in escrow. What happened to the escrow? What was supposed to happen after the close of escrow? Was the debtor to remain in possession? What rent was the debtor supposed to pay at that point? Is the debtor in a position to pay any rent at this point? Is it the debtor's position that its obligation to pay rent is suspended indefinitely? How does the debtor intend to fulfill its requirement to pay post-petition rents?

Hearing required.

Tentative Ruling for April 25, 2019:

Deny motion as moot. Case has been dismissed. NO APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

L.A. Entertainment Center, Inc.

Represented By
Raymond H. Aver

Movant(s):

333 Boylston, LLC

Represented By
Stacey A Miller

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
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Los Angeles
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Thursday, April 25, 2019

Hearing Room 1539

2:00 PM

2:10-18429 The Preserve, LLC

Chapter 7

Adv#: 2:13-01406 Menchaca v. RESS Financial Corporation, a California Corporati

#200.00 Status Conference re: BAP Appeal Judgment RE: Appeal BAP Number: CC
17-1387- Vacated and Remanded

fr. 11-27-18, 2-7-19

Docket 298

Courtroom Deputy:

4/18/19 - Michael May, (909)398-1030, has been approved for telephonic appearance on 4/25/19 @ 2pm

Tentative Ruling:

Tentative Ruling for November 27, 2018:

BAP remanded this matter as it found that the bankruptcy court had applied an incorrect legal standard in finding RESS in contempt from and after December 20, 2012 and in applying a preponderance of the evidence standard to the issues of RESS's knowledge and willfulness.

Moving party has the burden of showing by clear and convincing evidence that the contemnors violated a specific and definite order of the court. The standard in the contempt context is different from that under section 362(k). In the contempt context, the party must know of the stay and that the stay applies to its conduct. Knowledge of the stay may not be inferred simply because the creditor knew of the bankruptcy. Even an unreasonable belief that the stay does not apply to a creditor's claims would preclude a finding of contempt. But, once a creditor becomes aware of a stay violation (i.e., by learning that the stay applies to its conduct), it has an affirmative duty to remedy that violation.

A plaintiff seeking contempt sanctions must show by clear and convincing evidence that contemnors violated a specific and definite order of the court. The clear and convincing standard applies not only to whether the stay has been violated, but also to knowledge and intent.

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CONT... The Preserve, LLC

Chapter 7

On remand, the bankruptcy court may award damages only if it finds that the Trustee presented clear and convincing evidence that RESS knew that the stay applied to its conduct and acted intentionally in its conduct that violated the stay. A good faith belief, even if unreasonable, precludes an award of damages for contempt. In making its findings, the bankruptcy court may need to differentiate between RESS's knowledge of the applicability of the stay between December 20, 2012 and April 2, 2013 and its knowledge thereafter. It is entirely possible that there was no real dispute about RESS's knowledge as of April 2, when it was served with the Trustee's complaint: Mr. Beasley testified that once he read the bankruptcy court's valuation order, which was attached to the complaint, he realized that the reconveyed parcels were part of the bankruptcy estate and thus protected by the stay.

Civil contempt sanctions for willful violations of the automatic stay may appropriately include actual damages and attorneys' fees and costs incurred in voiding the stay violation and in pursuing damages for the violation.

Discuss with the parties how best to proceed in light of the current procedural posture of the case.

Final Ruling for November 27, 2018:

Continue hearing to February 7, 2019 at 2:00 p.m. Trustee should file and serve briefs and declarations with new calculations that authenticate anything in the record that trustee would like the court to view not later than January 17, 2019. RESS should file and serve briefs and declaration authenticating anything in the record that it would like the court to look at not later than January 31, 2019.

Tentative Ruling for February 7, 2019:

Neither the letter from Mr. Broker nor that from Mr. Gross told the lender of the existence of the valuation order. Therefore, neither letter advised the lender that the bankruptcy court had made a determination that the reconveyances were valid and enforceable and that the collateral package securing the loan was 636 acres, not 1284 acres. The testimony at trial was

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CONT... The Preserve, LLC

Chapter 7

that the lender did not learn of the existence of the valuation order until it received the complaint. Therefore, the trustee did not establish with clear and convincing evidence that, at any point prior to April 2, 2013, the lender knew that the automatic stay still applied to the reconveyed property.

Mr. Beasley's testimony about the Trustee's Sale Guaranty does not refute this. He testified that, when he saw the reconveyances on the TSG, he did further investigation and found that no map had been recorded as required by the California Subdivision Map Act that identified the reconveyed property as a separate legal parcel. Therefore, he concluded that a foreclosure as against only the 636 acres would violate the SMA and that the reconveyance was invalid because it didn't comply with the SMA.

Plaintiff claims that, if the Court were to reduce the damage award to fees and expenses incurred from and after April 2, 2013, it would result in a reduction of approximately \$9,000, but that calculation includes compensation for fees incurred in preparing the complaint, which occurred before April 2, 2013. And did the plaintiff file any declarations to support his calculations? (In preparing these declarations, plaintiff should review the charges identified in RESS's brief to ensure that only amounts attributable to litigation concerning issues that flowed directly from the stay violation, which amounts should include litigation necessary to obtain payment of these fees and expenses, are included in the calculations.)

The original judgment included fees paid by Beaumont of \$182,844.98; fees due Levene Neal of \$190,159.50 and fees paid by Mr. Krentel of \$51,114.50. Court agrees that it may be appropriate to include at this juncture additional amounts that were not included in the calculations because they had not yet been paid by Beaumont, but they too must be fees that flow directly from issues attributable to the stay violation.

RESS seems to be saying that fees attributable to the slander of title claim or the injunctive relief claim cannot be included, but the Court disagrees. These fees do in fact flow directly from the stay violation. The slander of title in question was the lender's refusal to acknowledge that it did not hold a valid lien against property of the estate that was protected by the automatic stay. This is a violation of section 362(a)(3) -- an attempt to exercise control over

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CONT...

The Preserve, LLC

Chapter 7

property of the estate. The whole point of the slander of title claim was simply to cause the lender to stop asserting that it still held a valid lien against the reconveyed property. A similar analysis applies to the injunctive relief claim. Although the lender rescinded the NOD, at no time did the lender agree that the reconveyances were valid and that it could not record a new NOD with regard to the reconveyed property -- property that the Court has held is property of the estate protected by the automatic stay. The request for injunctive relief was simply to ensure that the stay violation was not repeated. The fact that the slander of title claim was ultimately dismissed does not change this result.

The Court rejects RESS's contention that it cannot be liable for damages because it did nothing that violated the stay after it was served with the complaint. This is not accurate. Although RESS may have offered to stipulate to injunctive relief, this offer was never unconditional. RESS never offered to stipulate that there was no valid lien against the reconveyed property and always conditioned its willingness to agree to injunctive relief on the waiver of any monetary claims for damages for violation of the automatic stay. As a result, the plaintiff had no alternative but to continue the litigation to obtain the compensation and prospective relief to which it was entitled.

Continue hearing to give plaintiff a further opportunity to supply declarations that break out with particularity the fees incurred after April 2, 2013 that are attributable to issues and claims that flow from the stay violations and nothing else.

Final Ruling for February 7, 2019:

Plaintiff should go through each and every time entry and expense charge and meet and confer with defendant in an effort to work out which fees and expenses flow directly from the stay violation. Plaintiff should forward his calculations to counsel for defendant by February 21, 2019. Counsel for defendant should respond not later than March 7. Parties should meet and confer until March 28, 2019, in an effort to resolve issues consensually. If the parties cannot agree on a number, plaintiff should file and serve a declaration setting forth plaintiff's position not later than March 28, 2019. Oppositions will be due on April 11, 2019. Court will conduct a continued hearing on April 25,

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CONT... **The Preserve, LLC**
2019.

Chapter 7

Tentative Ruling for April 25, 2019:

Many of the points advanced by RESS appear well-taken. Hearing required.

Party Information

Debtor(s):

The Preserve, LLC

Represented By
Jeffrey W Broker
Richard A Harvey

Defendant(s):

RESS Financial Corporation, a

Represented By
William M Burd
Michael D May

National Financial Lending, Inc.

Pro Se

Does 1 through 20

Pro Se

Plaintiff(s):

John Menchaca

Represented By
Irving M Gross
Timothy J Yoo
Steven J. Katzman
Anthony Bisconti
Monica Y Kim
Matthew M Clarke

Trustee(s):

John J Menchaca (TR)

Represented By
Monica Y Kim
John J Menchaca (TR)
Steven J. Katzman
Matthew M Clarke
Jeffrey W Broker

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CONT... The Preserve, LLC

Chapter 7

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Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: State Court Action

MOVANT: INTERNATIONAL FIDELITY INSURANCE COMPANY

fr. 3-19-19

Docket 95

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 19, 2019:

Movant has not brought a 523 action against the debtor and the deadline to file 727 actions has been extended to April 12, 2019. Continue hearing until after April 12, 2019, as there will be no need to grant relief from stay to permit claims against the debtor to be litigated unless someone files a timely action objecting to the debtor's discharge. (If the claim will be discharged, debtor will not need to incur expense litigating any defenses that she may assert to allowance of the movant's claim.)

Final Ruling for March 19, 2019:

Continue hearing to April 30, 2019 at 10:00 a.m. (No additional briefing required.)

Tentative Ruling for April 30, 2019:

Court sees on docket a stipulation between the debtor and the chapter 7 trustee, extending the time for a 727 action to be filed, but there is no similar stipulation with the movant and movant has not filed either a 523 or a 727 action. Deny motion without prejudice. Movant may renew motion if and when the chapter 7 trustee files an objection to the debtor's discharge under section 727.

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CONT... Hedieh Lee

Chapter 7

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Movant(s):

International Fidelity Insurance

Represented By
Teresa L Polk
Robert J Berens

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
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10:00 AM

2:19-11618 Michael T. Garcia

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Audi Q7 * VIN# WA1VAAF76JD018732

MOVANT: VW CREDIT, INC.

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Michael T. Garcia

Represented By
Craig G Margulies

Movant(s):

VW Credit, Inc.

Represented By
Darren J Devlin

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:19-12202 Yazmin Del Carmen Gil Avalos

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Hyundai Sonata, VIN 5NPE24AF1FH146090

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 7

Courtroom Deputy:

4/25/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 4/30/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Yazmin Del Carmen Gil Avalos

Represented By
Marlin Branstetter

Movant(s):

Santander Consumer USA Inc.

Represented By
Jennifer H Wang

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:19-12747 Tara Miller

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 5700 Ackerfield Ave No 214 Long Beach, CA 90805

MOVANT: BEACH FRONT PROPERTY MANAGEMENT, INC.

Docket 13

Courtroom Deputy:

4/24/19 - Eileen Kendall, (310)619-4941, has been approved for telephonic appearance on 4/30/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Tara Miller

Pro Se

Movant(s):

Beach Front Property Management,

Represented By
Eileen M Kendall

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:19-12885 Towanna Okoronkwo

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6624 2ND AVE, LOS ANGELES, CA 90043-4530

MOVANT: THE BANK OF NEW YORK MELLON

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Towanna Okoronkwo

Pro Se

Movant(s):

THE BANK OF NEW YORK

Represented By
Christina J O

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:19-13210 Martha Elena Espinosa

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 HONDA CIVIC, VIN: 2HGF C2F7 3HH5 62257

MOVANT: AMERICAN HONDA FINANCE CORPORATION

Docket 8

***** VACATED *** REASON: 4/25/19 - ORDER APPROVING
STIPULATION ENTERED.**

Courtroom Deputy:

4/22/19 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 4/30/19 @ 10am

Tentative Ruling:

4/24/19 -- Court approved stipulation resolving motion. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Martha Elena Espinosa

Represented By
John Asuncion

Movant(s):

AMERICAN HONDA FINANCE

Represented By
Vincent V Frounjian

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#7.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Sam Saber v. Karen Dowdle, Docket No. SC127481, Los Angeles Superior Court, Santa Monica, CA

MOVANT: KAREN DOWDLE

Docket 139

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor's evidentiary objections:

Overrule objection no. 1. Court can take judicial notice of pleadings and schedules (1 through 4) and balance of documents are sufficiently authenticated for our purposes. There is no genuine issue as to the authenticity of the documents. Overrule objection no. 2. Exhibit 5 is not being offered to prove defendant's liability. Settlement communications may be introduced for other purposes. Here, the document is offered as the first notice that movant received that debtor intended to argue that litigation of the cross-complaint was barred by the automatic stay.

Tentative Ruling on the Merits:

Movant does not deny that Ms. Dowdle knew of the pendency of the bankruptcy case. The point here is that debtor never took the position that any portion of the action was barred by the automatic stay until 9 months after a 5-day jury trial that ended in an adverse verdict. The action itself was not barred by the stay, in that it was commenced by the debtor. Only the counterclaims would have been barred, but debtor elected not to take that position and instead encouraged the state court judge to go ahead with the trial. It would be grossly inequitable -- a travesty -- for debtor to be permitted to treat the jury verdict as void on these facts.

Grant motion. Annul stay to the extent necessary to validate all of the state court's post-petition actions in connection with this litigation.

**United States Bankruptcy Court
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Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

CONT... Samuel Michael Saber

Chapter 11

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

Movant(s):

Karen Dowdle

Represented By
Peter D Gordon

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#8.00 Debtor's Disclosure Statement Describing Chapter 11 Plan of Reorganization

fr. 2-27-19

Docket 164

***** VACATED *** REASON: 4/8/19 - FIRST AMENDED DISCLOSURE STATEMENT FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval of disclosure statement. Plan doesn't set forth classification of secured claims and debtor's approach to setting forth classes and priorities later once it has been determined through litigation doesn't work. Court cannot assess whether treatment of creditors under plan is appropriate until this has been figured out.

Disclosure statement cannot say that, if the unsecured creditors do not vote in favor of confirmation, principal will make a new value contribution. It needs to say that the plan in its present form violates the absolute priority rule. Therefore, if unsecured creditors do not vote in favor of confirmation the plan cannot be confirmed. Either that, of the principal should commit to a new value contribution now and revise the plan accordingly.

The disclosure statement does not contain adequate information about the manner in which the debtor intends to operate its business in the future. According to the disclosure statement, the debtor intends to open an office in Northern California and partner with various subcontractors by investing in their business. How much will this cost? Is this in the projections? Where will the debtor obtain the money to make these investments? Will this actually be a net benefit to the unsecured creditors or will the debtors be diverting money away that could be paid to unsecured creditors to make the value of the business that they are retaining for themselves even more valuable?

**United States Bankruptcy Court
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Hearing Room 1539

10:00 AM

CONT... DDC Group, Inc.

Chapter 11

OFF CALENDAR. DEBTOR HAS NOW FILED FIRST AMENDED
DISCLOSURE STATEMENT.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#9.00 First Amended Disclosure Statement Describing First Amended Chapter 11 Plan of Reorganization

Docket 271

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule objection of Spice Affair. Disclosure statement need not include specific information about the merits of each claim objection. Neither feasibility of the plan nor the best interest of creditors test will turn on the outcome of any of these claim objections. The same amount will be paid on account of unsecured claims, regardless of the amount of these claims. The debtor's claim objections are no more or less likely to have merit in chapter 7 or in chapter 11. Although the outcome of these claim objections will determine the estimated percentage of recovery for unsecured creditors, the court can proceed to confirmation with the information provided on these issues.

There is no requirement for a corporate chapter 11 debtor that it devote 100 percent of its disposable income to the payment of claims for a period of five years. Nor is there any requirement in chapter 11 that the debtor use its "best efforts" to pay the highest return possible to unsecured creditors. There is, however, a best interest of creditors' test, which compares the plan recovery to what creditors would receive in chapter 7 and there is a requirement that the debtor be acting in good faith. However, there is also a feasibility requirement that cuts in the other direction. Were the debtor to commit to the payment of every penny of projected disposable income to the payment of claims, it would be difficult for the debtor to establish feasibility. If the creditor believes that there is more money available that could be paid to creditors, creditor may object to confirmation on the ground that the plan was not filed in good faith.

The court has a number of other questions and comments with regard to the

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10:00 AM

CONT... DDC Group, Inc.

Chapter 11

form of the plan and disclosure statement that will be discussed on the record at the time of hearing on the motion.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
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Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#10.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-8-18, 9-11-18, 10-9-18, 10-4-18, 2-13-19, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor refers in its status report to a settlement with Travel Traders Hotel that was approved on September 19, 2018. This must be inaccurate. What is the status of this settlement?

Set deadline for service of notice of bar date and bar date.

8/22/18 -- Court approved scheduling order setting following dates:

L/D to serve notice of bar date -- August 29, 2018

Bar date -- October 19, 2018

Cont'd status conf -- September 11, 2018 at 11

Tentative Ruling for September 11, 2018:

Continue case status conference to October 4, 2018 at 10:00 a.m. to be heard concurrently with UST's motion to dismiss or convert. Waive requirement that debtor file updated status report.

Tentative Ruling for October 4, 2018:

Court took motion to dismiss off calendar due to stipulation between the parties, but where is this case going? What has to happen before the debtor will be in a position to file a plan? Hearing required.

10/9/18 -- Court signed scheduling order setting deadline of December 31,

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10:00 AM

CONT... DDC Group, Inc.
2018 for filing plan and disclosure statement.

Chapter 11

Tentative Ruling for April 30, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#11.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 401 S Berkeley Avenue, Pasadena, CA 91107

MOVANT: HMC ASSETS, LLC.

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Court already entered an order granting relief from the automatic stay with a 362(d)(4) finding with regard to the 401 S. Berkeley Ave. property in Ninesquare's bankruptcy case after debtor defaulted on a stipulation. Court dismissed the case with a 180-day bar in response to the debtor's motion to dismiss precisely so that this case would not be coming back again if the debtor's game plan didn't work out. The order dismissing the case was entered April 19, 2019. The transfer of this property to this debtor, even if the debtor was the original owner, so that the debtor could obtain a new automatic stay is a scheme to hinder, delay and defraud creditors. Overrule opposition.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron
Crystle Jane Lindsey

Movant(s):

HMC Assets, LLC, solely as

Represented By
Amelia B. Valenzuela

**United States Bankruptcy Court
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Los Angeles
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Tuesday, April 30, 2019

Hearing Room 1539

10:00 AM

CONT... Buzzard Guard, LLC

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:18-11392 Phoenix Warehouse of California, LLC

Chapter 7

#200.00 Class Representatives Amended Motion for Order Certifying the Class for purposes of the class claim pursuant to F.R.C. P. 23 AND F.R.B.P. 7023 AND 9014(c) or, in the Alternative Motion for Relief from Stay

Docket 73

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court agrees that, at present, it seems rather pointless to file a proof of claim at all, as the trustee has filed a no asset notice, but there is no statutory prohibition against filing a proof of claim in a case without assets. And there is no reason to doubt the appropriateness of class certification in this case, as the class that movant seeks to represent has already been certified in state court. And the filing of a proof of claim, even a class proof of claim, should not result in any significant delay in the closing of the case. Therefore, grant movant's request to permit the filing of a class proof of claim.

In addition, grant movant's request for relief from stay to proceed in state court. This is a "corporate" chapter 7 case. Debtor is not eligible for a discharge. Therefore, there will be no discharge injunction and, once the case has been closed, nothing would preclude such an action anyway. Although it might be pointless to name the debtor in a state court litigation if in fact it has no assets, it might be an important predicate to some other action that movant would like to take in state court as against a third party.

Party Information

Debtor(s):

Phoenix Warehouse of California,

Represented By
Walter K Oetzell
Uzzi O Raanan ESQ
John N Tedford

**United States Bankruptcy Court
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Phoenix Warehouse of California, LLC

Chapter 7

Movant(s):

Yadira Espinoza

Represented By
Mark A Ozzello
Roman Shkodnik

Trustee(s):

Peter J Mastan (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:17-23472 Tricia Lee Friedman

Chapter 7

Adv#: 2:19-01056 Friedman v. Department of Education et al

#201.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Tricia Lee Friedman against Department of Education, Navient Private Loan Trust, Pennsylvania Higher Education Assistance Agency, The American University

Docket 1

Courtroom Deputy:

4/3/19 - Notice of dismissal of Defendant Pennsylvania Higher Education Assistance Agency filed.

Tentative Ruling:

Set discovery cutoff for approximately 90 to 120 days. Set continued status conference for approximately same time frame. When do parties anticipate that they will begin discussing the prospect of settlement? Hearing required.

Party Information

Debtor(s):

Tricia Lee Friedman

Represented By
Heather J Canning
Christine A Kingston

Defendant(s):

Department of Education

Represented By
Elan S Levey

Navient Private Loan Trust

Represented By
Dennis C. Winters

The American University

Pro Se

Plaintiff(s):

Tricia Lee Friedman

Represented By
Christine A Kingston

**United States Bankruptcy Court
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2:00 PM

CONT... Tricia Lee Friedman

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:10-40803 Philis Groomes-Love

Chapter 11

Adv#: 2:18-01072 Groomes-Love v. WELLS FARGO BANK, N.A.

#202.00 Status Conference re: 72 (Injunctive relief - other),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Philis Groomes-Love against WELLS FARGO BANK, N.A..

fr. 5-15-18, 6-26-18, 7-31-18, 10-2-18, 1-29-19

Docket 1

Courtroom Deputy:

4/25/19 - Philip Dapeer, (805)370-7201, has been approved for telephonic appearance on 4/30/19 @ 2pm

Tentative Ruling:

4/23/18 -- Court approved stipulation continuing hearing to June 26, 2018 at 2:00 p.m. OFF CALENDAR FOR MAY 15, 2018. NO APPEARANCE REQUIRED.

5/15/18 -- Court approved stipulation extending deadline to respond to complaint to June 15, 2018 and continuing status conference to July 31, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

6/13/18 -- Court approved stipulation extending deadline to respond to complaint to August 14, 2018 and continuing status conference to October 2, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for October 2, 2018:

Set discovery cutoff for March, 2019. Why don't the parties want this matter sent to mediation? Hearing required.

10/4/18 -- Court signed scheduling order with following dates:

Discovery cutoff -- March 31, 2019

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2:00 PM

CONT... Philis Groomes-Love

Chapter 11

Cont'd status conference -- January 29, 2019 at 2:00 p.m.
L/D to file updated status report -- January 15, 2019

Tentative Ruling for January 29, 2019:

Court set discovery cutoff of March 31, yet parties report in status report that they will complete discovery by the end of April. Are they requesting extension of discovery cutoff?

Are the parties still optimistic that they will succeed in negotiating a consensual resolution of this matter in the near future? Hearing required.

1/30/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- April 30, 2019 at 2:00 p.m.
L/D to file joint status report -- April 16, 2019
L/D to complete discovery -- April 30, 2019

Tentative Ruling for April 30, 2019:

Parties report that they have reached a settlement in principle. Discuss structure of settlement with parties.

Party Information

Debtor(s):

Philis Groomes-Love

Represented By
Philip D Dapeer

Defendant(s):

WELLS FARGO BANK, N.A.

Represented By
Dean G Rallis Jr
Matthew J Pero
Matthew D Pham

Plaintiff(s):

Philis Groomes-Love

Represented By
Philip D Dapeer

**United States Bankruptcy Court
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2:00 PM

CONT... Philis Groomes-Love

Chapter 11

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01357 NG DIP Liquidating Trust v. Facebook, Inc.

Chapter 11

#203.00 Status Conference re: 12(Recovery of money/property - Section 547
Preference) Complaint by NG DIP Liquidating Trust against Facebook, Inc.

fr. 1-8-19, 2-26-19, 4-2-19

Docket 1

***** VACATED *** REASON: 4/22/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/30/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

3/4/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

ACTION HAS BEEN DISMISSED. OFF CALENDAR.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

Facebook, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01359 NG DIP Liquidating Trust v. I-parcel, LLC

Chapter 11

#204.00 Status Conference re: 12(Recovery of money/property - Section 547 - Preference)
Complaint by NG DIP Liquidating Trust against I-parcel, LLC.

fr. 1-8-19, 2-26-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 5/21/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/3/19 -- Court approved stipulation continuing response date to April 29, 2019, and continuing status conference to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball

**United States Bankruptcy Court
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2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
David B Shemano**

Chapter 11

Defendant(s):

I-parcel, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01360 NG DIP Liquidating Trust v. Kacoo USA, LLC

Chapter 11

#205.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Kacoo USA, LLC.

fr. 1-8-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 6/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

1/18/19 -- Court approved order extending deadline to respond to complain to January 31, 2019.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/16/19 -- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

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2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

Kacoo USA, LLC

Represented By
Lana Milojevic

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

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2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01363 NG DIP Liquidating Trust v. Luxury Garage Sale, Inc.

#206.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Luxury Garage Sale, Inc.

fr. 1-8-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 6/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/30/19 -- Court signed order continuing response date to March 1, 2019.

3/7/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Kevin Meek
Lorie A Ball
David B Shemano

Chapter 11

Defendant(s):

Luxury Garage Sale, Inc.

Represented By
Ryan A. Ellis

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01364 NG DIP Liquidating Trust v. Madison Administrative Services, Inc.

#207.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Madison Administrative Services, Inc.

fr. 1-8-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 6/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Continue status conference approximately 90 days.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

Madison Administrative Services,

Represented By
Ovsanna Takvoryan

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01366 NG DIP Liquidating Trust v. Rakuten Marketing, LLC

#208.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Rakuten Marketing, LLC.

fr. 1-8-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 6/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/17/19 -- Court approved order extending defendant's deadline to respond to complaint to January 31, 2019.

2/1/19 -- Court approved stipulation continuing response date to March 7, 2019.

3/11/19 -- Court approved stipulation continuing response date to March 15, 2019 and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

3/18/19 -- Court approved stipulation continuing response date to April 1, 2019.

4/2/19 -- Court approved stipulation continuing response date to April 15, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

4/16/19 -- Court approved stipulation continuing response date to May 20, 2019 and continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Rakuten Marketing, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01367 NG DIP Liquidating Trust v. United Parcel Service, Inc.

#209.00 Status Conference re: 12(Recovery of money/property - Section 547 - Preference)
Complaint by NG DIP Liquidating Trust against United Parcel Service, Inc.. Todd)

fr. 1-8-19, 2-26-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 5/21/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/3/19 -- Court approved stipulation continuing response date to April 29, 2019, and continuing status conference to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
David B Shemano**

Chapter 11

Defendant(s):

United Parcel Service, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

#210.00 Debtor's Motion to Disallow Claims of Slinde Nelson Stanford [Claim No. 1] in the amount of \$79,096.64

fr. 10-4-17, 11-15-17, 2-14-18, 5-9-18, 5-30-18, 6-27-18, 7-18-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19

Docket 149

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/28/17 -- Court approved stipulation continuing hearing to November 15, 2017 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for February 14, 2018:

What is the status of this matter? According to this Court's October 18 order, litigation against SNS is to be stayed until orders are entered resolving the Kamana Litigation. Has this occurred? If not, what is the parties' current time estimate as to when this is likely to have occurred. Hearing required.

2/23/18 -- Court signed scheduling order setting deadline of April 20, 2018 for movant to file an adversary proceeding against claimant asserting affirmative claims and any objections to claim. Hearing continued to May 9, 2018 at 10:00 am.

Tentative Ruling for May 9, 2018:

Has debtor filed an adversary proceeding against claimant? If so, should this claim objection be withdrawn without prejudice? Hearing required.

5/21/18 -- Court approved stipulation continuing hearing to June 27, 2018 at 10:00 a.m. OFF CALENDAR FOR MAY 30, 2018.

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for June 27, 2018:

Revisit status of objection after conclusion of related matter on calendar.

Final Ruling for June 27, 2018:

Continue claim objection to date of hearing on motion to abstain (July 18, 2018 at 10:00 a.m.) If court elects to abstain, it will need to deal with issue raised by the debtor of possible statute of limitations problem raised by possible running of statute of limitations for malpractice claim on July 27, 2018.

Tentative Ruling for July 18, 2018:

Revisit status after conclusion of hearing on motion to abstain.

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Call with matter no. 219. Continue hearings to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for January 29, 2019:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for April 30, 2019:

Where is the joint status report that should have been filed April 16, 2019?

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Stephen A. Weaver

Movant(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:16-01349 Lite Solar Corp. v. KAMANA O'KALA, LLC et al

#211.00 Status Conference re: 14 (Recovery of money/property - other)) Complaint by Lite Solar Corp. against Kamana O'Kala, LLC, Patrick Schellerup

fr. 10-4-16, 1-24-17, 3-29-17, 6-7-17, 8-15-17, 9-7-17, 11-29-17, 1-10-18, 4-25-18, 8-1-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Final Ruling from October 4, 2016:

Set discovery cutoff of March 1, 2017. Continue status conference to January 24, 2017 at 2:00 p.m. Parties are to file joint status report by January 10, 2017.

Tentative Ruling for January 24, 2017:

Have discovery responses been received? Has the Oregon district court ruled on the transfer and remand motions?

Hearing required.

1/25/17 -- Court signed scheduling order continuing discovery cutoff to April 17, 2017.

3/16/17 -- Court signed scheduling order continuing discovery cutoff to May 31, 2017.

Tentative Ruling for March 29, 2017:

Discuss with parties what should become of this litigation if the district court

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT...

Lite Solar Corp.

Chapter 7

accepts the recommendation of the magistrate judge and remands the related litigation to Oregon state court?

5/3/17 -- Court approved stipulation continuing hearing to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 7, 2017:

What is the status of this matter? What progress has been made toward consolidating the various pending actions among the parties?

8/3/17 -- Court granted unilateral motion for a continuance and continued hearing on Anti-SLAPP motion to September 7, 2017 at 10:00 a.m. Court continued status conference to same date and time in that order. OFF CALENDAR FOR AUGUST 15, 2017.

8/4/17 -- Court approved stipulation extending discovery cutoff to October 31, 2017.

Tentative Ruling for September 7, 2017:

Revisit status of case after conclusion of hearing on related matters.

11/1/17 -- Court granted ex parte motion continuing discovery cutoff to January 1, 2018.

Tentative Ruling for November 29, 2017:

What, if anything, has transpired since the last status conference? Is defendant Schellerup still in bankruptcy? Hearing required.

Tentative Ruling for April 25, 2018:

The court waived the requirement that an updated status report be filed. What is the status of this matter? What, if anything, has happened since last status conference? Hearing required.

**United States Bankruptcy Court
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for August 1, 2018:

Court has reviewed status report from Schellerup in which he offers to repay amounts due he debtor based on Schellerup's failure to comply with directions given by counsel over time. What, if anything, has transpired since last status conference. How does plaintiff intend to proceed with regard to matters referenced in Schellerup's status report.

Tentative Ruling for October 2, 2018:

Are the defendants still in bankruptcy? What does debtor/plaintiff intend to do with this adversary proceeding?

Tentative Ruling for October 23, 2018:

Has debtor negotiated settlement of this action with trustee(s) for defendants? Does trustee intend to seek approval of settlement? Hearing required.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for April 30, 2019:

Action has been stayed by defendants' bankruptcy filings. How does the trustee intend to proceed in this matter?

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

KAMANA O'KALA, LLC

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Patrick Schellerup

SreeVamshi C Reddy

Represented By
SreeVamshi C Reddy

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01109 Lite Solar Corp. v. Slinde & Nelson, LLC et al

#212.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Slinde & Nelson, LLC, Darian A. Stanford

fr. 6-26-18, 8-7-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19

Docket 1

Courtroom Deputy:

4/25/19 - Clifford Davidson, (503)243-1653, has been approved for telephonic appearance on 4/30/19 @ 2pm

Tentative Ruling:

6/12/18 -- Court approved stipulation continuing status conference to August 7, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/18/18 -- At hearing held this date, Court continued this status conference to October 2, 2018 at 2:00 p.m. so that it may be heard concurrently with related objection to claim. OFF CALENDAR FOR AUGUST 7, 2018.

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Call with matter no. 216. Continue hearings to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

**United States Bankruptcy Court
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

Court has now approved trustee's application to employ special counsel in this action. Court now needs the information requested on the joint status report form.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Slinde & Nelson, LLC

Represented By
David L. Neale
Irving M Gross

Darian A. Stanford

Represented By
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01239 Lite Solar Corp. v. Schiffke et al

#213.00 Status Conference re: 14 (Recovery of money/property - other),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Heather Schiffke, Brian Arbizzani, Adam Ward, Steve Sefchick

fr. 10-2-18, 10-23-18, 11-27-18, 1-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

**United States Bankruptcy Court
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Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Continue status conference approximately 90 days at trustee's request to date of continued hearing in related matters.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Heather Schiffke

Represented By
Joseph A Field
Irving M Gross

Brian Arbizzani

Represented By
Joseph A Field
Irving M Gross

Adam Ward

Represented By
Joseph A Field
Irving M Gross

Steve Sefchick

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01240 Lite Solar Corp. v. Energy Wise Lightning, Inc. et al

#214.00 Status Conference re: 14 (Recovery of money/property - other)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), Complaint by Lite Solar Corp. against Energy Wise Lightning, Inc., Peter Greenberg

fr. 10-2-18, 10-23-18, 11-27-18, 1-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

Continue status conference approximately 90 days at trustee's request to date of continued hearing in related matters.

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Energy Wise Lightning, Inc.

Represented By
Joseph A Field
Irving M Gross

Peter Greenberg

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:18-22352 Floyd Naymon Foster, Sr.

Chapter 7

Adv#: 2:19-01015 Credit Union of Southern California v. Foster, Sr.

#215.00 Motion for Default Judgment against Floyd Naymon Foster

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion for default judgment under sections 523(a)(2)(A) and 523(a)(6). There is no evidence that plaintiff made any misrepresentation other than a promise to repay the loan. Mere failure to repay a loan does not give rise to nondischargeable liability. What evidence does plaintiff have that debtor had no intention of paying the loan at the time he took out the loan? Was there any false information contained in the loan application or is the only relevant fact that the debtor made no payments on the loan? That is insufficient. If movant believes there are additional facts that might be shown in an amended motion, continue hearing to give movant an opportunity to file a supplemental declaration.

Party Information

Debtor(s):

Floyd Naymon Foster Sr.

Represented By
Steven A Alpert

Defendant(s):

Floyd Naymon Foster Sr.

Pro Se

Movant(s):

Credit Union of Southern California

Represented By
Karel G Rocha

Plaintiff(s):

Credit Union of Southern California

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

CONT... Floyd Naymon Foster, Sr.

Chapter 7

Karel G Rocha

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, April 30, 2019

Hearing Room 1539

2:00 PM

2:18-22352 Floyd Naymon Foster, Sr.

Chapter 7

Adv#: 2:19-01015 Credit Union of Southern California v. Foster, Sr.

#216.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Credit Union of Southern California against Floyd Naymon Foster Sr.

fr. 4-2-19

Docket 1

Courtroom Deputy:

3/4/19 - Default entered against Floyd Naymon Foster, Sr.

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Floyd Naymon Foster Sr.

Represented By
Steven A Alpert

Defendant(s):

Floyd Naymon Foster Sr.

Pro Se

Plaintiff(s):

Credit Union of Southern California

Represented By
Karel G Rocha

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:19-13556 Haig Nersesyan

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) RE:
Request for waiver of Credit Counseling requirement (Exigent Circumstances)

Docket 11

***** VACATED *** REASON: 4/16/19 - CASE DISMISSED FOR
FAILURE TO FILE SCHEDULES**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC as moot. Case has already been dismissed. No appearance required. Court will prepare order.

Party Information

Debtor(s):

Haig Nersesyan

Pro Se

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:16-24013 Ninja Metrics, Inc. a Delaware corporation

Chapter 7

#2.00 Motion to Withdraw as Attorney as Special Litigation Counsel for the Debtor
Ninja Metrics, Inc.

Docket 227

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Ninja Metrics, Inc. a Delaware

Represented By
Shawn M Christianson

Movant(s):

Alpert, Barr & Grant, A Professional

Represented By
Adam D Grant

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:17-25306 Roberto Robles

Chapter 7

#3.00 Trustee's Motion for Order Compelling Turnover of Estate Property

fr. 2-26-19, 3-20-19

Docket 113

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 27, 2019:

Has debtor been served with this motion, or just debtor's counsel? Continue hearing to give trustee an opportunity to serve debtor directly.

(Court copies should not be two-sided.)

Final Ruling for February 27, 2019:

Continue hearing to March 20, 2019 at 10:00 a.m. By March 1, 2019, movant should serve debtor with moving papers and all parties with notice of continuance that advises parties in interest that oppositions will be due March 13, 2019.

Tentative Ruling for March 20, 2019:

Motion has now been served on debtor and notice of continuance with required information has been served on all parties.

Pursuant to a stipulation between the parties, continue hearing to May 1, 2019 at 10:00 a.m. APPEARANCES WAIVED ON MARCH 20, 2019.

Tentative Ruling for May 1, 2019:

Now that service problems have been addressed, grant motion.

**United States Bankruptcy Court
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Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

CONT... Roberto Robles

Chapter 7

Party Information

Debtor(s):

Roberto Robles

Represented By
Alan F Broidy

Movant(s):

Wesley H Avery (TR)

Represented By
Michelle A Marchisotto

Trustee(s):

Wesley H Avery (TR)

Represented By
Michelle A Marchisotto

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#4.00 Plan Trustee's Motion To Extend Claim Objection Deadline

Docket 1259

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Special counsel has been employed since December of 2016 to, among other things, review and assess whether or not to proceed with an appeal of Beasley's claim. What, if anything, has counsel done since then on this issue? Why does the plan trustee need additional time to decide whether or not to pursue this appeal (or to file a claim objection based on any appealable ground)? Hearing required.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Movant(s):

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

CONT... East Coast Foods, Inc.
Brian Weiss

Chapter 11

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#5.00 Debtor's Motion for Order Determining Value of Collateral re: 2010 Cadillac SRX

Docket 164

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to give debtor an opportunity to file a supplemental declaration attesting to the features/options on the vehicle and the condition, mileage, etc. of the vehicle. Has the debtor been making payments on this vehicle post petition? Has the loan balance been reduced since May 5, 2018?

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

Movant(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#6.00 Debtor's Motion for Further Authority to Use Cash Collateral of Alleged Secured Creditors

Docket 264

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Authorize use of cash collateral on terms proposed in motion through the earliest of dismissal, conversion or the effective date of a plan. Grant secured lenders replacement liens on post-petition assets, other than avoiding power recoveries, with the same validity and priority as their prepetition liens.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#7.00 Trustee's Motion for Order Authorizing Sale of Real Property located at 6507 Teesdale Avenue:

(A) Outside the Ordinary Course of Business, Free and Clear of Claims, Liens, Encumbrances and Interests

(B) Approving the Form and Manner of Notice and Bid Process;

Docket 167

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale to highest bidder. Sale order will include direction that trustee pay \$200,000 to SBK out of escrow. Balance of claim will attach to net proceeds of sale with whatever validity/priority lien of SBK had as against the property.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Movant(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#8.00 Trustee's Motion for Order Authorizing Sale of Real Property Located at 160 E. Alondra Blvd.:

(A) Outside the Ordinary Course of Business, Free and Clear of Claims, Liens, Encumbrances and Interests

(B) Approving the Form and Manner of Notice and Bid Process

(C) Approving Assumption and Assignment of Lease

Docket 171

Courtroom Deputy:

4/10/19 - Jacqueline James, (818)501-3800, has been approved for telephonic appearance on 5/1/19 @ 10am

Tentative Ruling:

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Movant(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#9.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for debtor to serve notice of bar date. Continue status conference for approximately 90 days.

12/10/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 7, 2018

Bar date -- January 31, 2019

Cont'd status conference -- February 27, 2019 at 11

L/D to file updated status report -- February 8, 2019

Hearing on motion to employ real estate broker -- December 19, 2018 at 10

Tentative Ruling for February 27, 2019:

According to the debtor's status report, after entry of an order granting relief from stay to Beverly Loan Company, "the more valuable pieces [of jewelry] have been redeemed." How was this accomplished? What was the source of the funds used to redeem the jewelry and how much did this cost? How was this transaction structured?

Has debtor signed declaration in support of case status report? Now that court has signed order employing real estate broker, when does the debtor believe that she will be in a position to file a motion for approval of the sale?

Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, May 1, 2019

Hearing Room 1539

10:00 AM

CONT... Lisa Frances Platt

Chapter 11

4/10/19 -- Court entered order denying motion for relief from stay and directing US Trustee to appoint a chapter 11 trustee if debtor did not file either a motion to sell her real property or a motion for approval of refinancing by April 30, 2019. (If she does file such a motion, any party in interest that believes the motion is frivolous or otherwise lacking in merit may file and serve papers not later than May 6, 2019 explaining why it believes that the debtor should not be treated as having met the April 30, 2019 deadline and an ex parte application for appointment of a chapter 11 trustee, which the Court may resolve on the papers without further notice or opportunity for hearing.

Tentative Ruling for May 1, 2019:

Did debtor file either of the required motions by April 30, 2019? Hearing required.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

2:18-23844 Judith Anne Sanchez

Chapter 7

#100.00 Debtor's Motion to Avoid Lien 6505506.92 with Estate of Anthony H. Gonzales (Alma Darnell, Administrator with Will Annexed) with Sch C (Debtor's Homestead Exemption)

fr. 3-13-19

Docket 27

***** VACATED *** REASON: 4/17/19 - ORDER APPROVING
STIPULATION ENTERED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court agrees that there is insufficient evidence as to the balance outstanding on the consensual loan as of the time the petition was filed. However, court is satisfied with the valuation evidence provided, even though it is hearsay. Court will not require the debtor to obtain a declaration from the appraiser.

However, court needs to ascertain whether debtor holds a 25 percent or a 50 percent interest in the property (or some other amount), as that will affect the outcome of the motion. Creditor's lien is for more than \$6.5M. This will impair the debtor's homestead exemption. It is unclear why the creditor believes that the existence of surplus equity of \$208,000 more than the amount necessary to pay the debtor's homestead exemption means there is no impairment. That is not how section 522(f) works. The lien must be avoided *to the extent* that it impairs the exemption. In other words, creditor may retain a lien to the extent that there is equity in the property above and beyond the amount of the homestead exemption, but the remainder of the lien must be avoided. Court needs to have the correct figures for the lien balance and the percentage ownership to calculate how much of a lien the creditor is entitled to retain.

Hearing required.

4/17/19 -- Court approved stipulation resolving motion. OFF CALENDAR.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

CONT... Judith Anne Sanchez

Chapter 7

Party Information

Debtor(s):

Judith Anne Sanchez

Represented By
George J Paukert

Movant(s):

Judith Anne Sanchez

Represented By
George J Paukert

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#101.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 7-11-13; 8/15/13, 8-22-13, 9-26-13, 10-23-13, 2-26-14, 6-4-14, 12-3-14, 6-10-15, 12-9-15, 6-15-16, 12-14-16, 5-17-17, 6-7-17, 12-6-17, 3-21-18, 9-26-18, 3-20-19

Docket 82

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue case status conference to December 3, 2014 at 11:00 a.m. Debtor should file with the Court status report that sets forth plan payments made through that date not later than November 21, 2014. APPEARANCES WAIVED ON JUNE 4, 2014.

Tentative Ruling for December 3, 2014:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for June 10, 2015:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for December 9, 2015:

Continue status conference for approximately 6 months. Set new deadline for filing status report and discuss form of status report with debtor.

Final Ruling for December 9, 2015:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

Continue hearing to June 15, 2016 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than June 3, 2016.

Tentative Ruling for June 15, 2016:

Where is the status report that should have been filed by June 3, 2016?

Tentative Ruling for December 14, 2016:

Court ordered debtor to file updated status report by December 1. The only report the Court has seen is the Post-Confirmation Status Report for the quarter ending September 30, 2016, filed December 5, 2016. According to that report, the debtor made a total of \$31,268.15 in disbursements during the third quarter. Is this right? Is the debtor now current on her plan payments? Hearing required.

Final Ruling for December 14, 2016:

Debtor is now in compliance and is current on her plan payments. Continue hearing to May 17, 2017 at 11:00 a.m. Reorganized debtor should file and serve an updated status report not later than May 5, 2017.

Tentative Ruling for May 17, 2017:

Where is the status report that should have been filed on May 5, 2017? What is the status of this case? Hearing required.

Tentative Ruling for June 7, 2017:

Court has reviewed reorganized debtor's status reports. Continue case status conference to December 6, 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than November 29, 2017.

APPEARANCES WAIVED ON JUNE 7, 2017.

Tentative Ruling for December 6, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

According to coversheet to status report, payments to BNY Mellon and Deutsche Bank on account of unsecured claims are being returned uncashed? Has debtor had any contact with creditors? Have they explained why this is occurring? Hearing required.

Final Ruling for December 6, 2018:

Continue case status conference to March 21, 2018 at 11:00 a.m.
Reorganized debtor should file updated status report by March 9, 2018. UST should serve written notice on the debtor.

Tentative Ruling for March 21, 2018:

Docket does not reflect service of a notice or filing of an updated status report. What is the status of this matter? Hearing required.

Tentative Ruling for September 26, 2018:

Continue case status conference to March 20, 2019 at 11:00 a.m.
Reorganized debtor should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

Tentative Ruling for March 20, 2019:

Court previously disallowed the unsecured portion of secured creditors' claims due to their failure to provide correct mailing address information, but their secured claims remain as liens against the debtor's property. Does the debtor agree with the information contained in secure creditors' notice regarding failure to make post-petition plan payments on their secured claims?

Hearing required.

Tentative Ruling for May 1, 2019:

Debtor filed a motion for a final decree on negative notice on April 16, 2019. Continue hearing to June 19, 2019 at 11:00 a.m. to give the court an

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

opportunity to process motion for final decree. **Appearances waived on May 1, 2019.** (Once notice period for motion has passed, debtor should file a declaration attesting to the fact that she hasn't received any oppositions, if this is the case, and asking that the Court issue a final decree. If anyone files an opposition to the motion, debtor should notice a hearing on the opposition to her motion.)

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 11-28-18, 1-10-19, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 28, 2018:

If motion to dismiss is not granted, set deadline for serving notice of bar date and bar date. For debtor's reference, court will not combine hearing on disclosure statement and plan.

Why does the debtor plan to wait until July 2019 to take the California Bar Exam? Why didn't the debtor register for the February bar examination? (Late registration is still available until November 30 for an additional fee of \$50. Applicants can even register from December 1 through January 15 for an additional fee of \$250 instead of \$50.)

Debtor was a full time student in 2016. How long did debtor work at Paul Hastings before he was terminated? Court would like more information concerning the facts and circumstances of debtor's termination and why debtor believes he has a valuable claim for relief.

Debtor does not own a house or a car and has no income (although his schedule reflects a briefcase worth \$5,000??). Why is this a chapter 11 case? Why did the debtor move to Los Angeles if he has a license to practice law in the State of New York? Wouldn't it have been easier to find another job in New York than in California?

Final Ruling for November 28, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Debtor must serve and file notice of bar date not later than December 14, 2018. Bar date will be February 4, 2019. Court will continue status conference to January 10, 2019 at 10:00 a.m. Debtor should file updated status report by December 31, 2018.

12/3/18 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 4, 2019

Cont'd status conference -- January 10, 2019 at 10:00 a.m.

L/D to file updated status report -- December 31, 2018

Tentative Ruling for January 10, 2019:

Debtor was supposed to have served notice of bar date by December 14, 2018. He served notice on December 21, 2018 (according to the proof of service attached to the notice filed with the court). The issue is when the notice was served on creditors, not when it was filed with the Court. Does the debtor have, or can the debtor truthfully execute, a declaration under penalty of perjury attesting to service on creditors of the notice of bar date on or before December 14, 2018? If not, set new bar date and require debtor to serve a new notice that explains that, because he failed to serve the prior notice in a timely manner, the Court has set a new deadline for the filing of claims.

The debtor's updated status report was filed on December 31, 2018, but does not contain a proof of service and no service copy was provided to the Court. Require debtor to file a declaration in which he states under penalty of perjury that he has read and is familiar with the local rules of the court and the court manual. Otherwise, court will insist that debtor retain counsel if he wants to remain in chapter 11.

Debtor is not licensed to practice in the State of California and should not use the abbreviation "Esq." after his name on pleadings, as that implies that one is an attorney.

Has the debtor filed the October 2018 operating report? How about the

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

November 2018 operating report? Has the debtor now signed up for the California bar exam?

Court granted the US Trustee's ex parte application for an extension of time to respond to the debtor's application to employ VWM Analytics. The debtor proposes to employ this firm to prepare an expert report concerning the damages that he intends to assert against Paul Hastings, which is arguably premature. Debtor will have more than ample time to employ a damages expert in light of the fact that he has not even filed a lawsuit against the firm (is this still the case?) and the court assumes that liability will be contested. (Debtor reports that he cannot obtain a right to sue letter from the EEOC in light of the government shutdown.)

Final Ruling for January 10, 2019:

Continue hearing to February 27, 2019 at 10:00 am. Debtor should serve and file updated status report not later than February 15, 2019.

Tentative Ruling for February 27, 2019:

Debtor filed 2 monthly operating reports on February 15, but not the updated status report. What, if anything, has happened in this case since the January 10 status conference?

NOTE: February Bar Examination is scheduled for Tuesday and Wednesday, February 26-27, 2019. Debtor had said that he planned to sign up for this examination.

Final Ruling for February 27, 2019:

Continue hearing to May 1, 2019 at 11:00 a.m. Debtor should file updated status report by April 19, 2019. Debtor represented that he will be signing up for July bar exam and, in the meantime, looking for jobs that do not require him to be a member of the California bar.

Tentative Ruling for May 1, 2019:

Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Party Information

Debtor(s):

Andrew Stephen Hennigan

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 1, 2019

Hearing Room 1539

2:00 PM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#1.00 Status Conference re: Civil Contempt

Docket 466

Courtroom Deputy:

5/1/19 - Neil Broom, (678)428-6304, has been approved for telephonic appearance on 5/1/19 @ 2pm

5/1/19 - John Wallace, (818)640-7815, has been approved for telephonic appearance on 5/1/19 @ 2pm

5/1/19 -Lisa Hiraide, (310)541-6146, has been approved for telephonic appearance on 5/1/19 @ 2pm

Tentative Ruling:

Discuss with parties:

1. Status of defendant's state court criminal matters and coordination of proceedings;
2. Status of defendant's motion for stay pending appeal/appeal;
3. Defendant's intentions with regard to performing the Required Affirmative Acts;
4. Next steps.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

**United States Bankruptcy Court
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Wednesday, May 1, 2019

Hearing Room 1539

2:00 PM

CONT... CLARK WARREN BAKER

Chapter 7

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#1.00 Debtor's Emergency Motion For An Order:

- (1) Authorizing Use Of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling A Final Hearing On Permanent Use Of Cash Collatera
- (4) After Hearing, Authorizing Permanent Use Of Cash Collateral

fr. 4-16-19

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 16, 2019:

The court has a number of questions and concerns:

1. Presumably, the lenders have liens on assets other than cash, including accounts receivable and inventory. Court cannot tell from cash flow projections attached what the balances/values of these items were as of the petition date or how they will be affected as the debtor continues to operate. The court cannot determine whether secured creditors will be adequately protected if debtor continues to operate without being able to see the entire picture. Will the debtor be generating new business sufficient to replace any receivables and inventory being liquidated, or will the debtor just be turning its existing assets into cash, spending that cash and leaving the secured creditors without any collateral or with a reduced amount of collateral?
2. The projections show revenue of \$135,000 in April from under "other income/AMEX." What is this?

**United States Bankruptcy Court
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Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

3. The projections reflect large increases in revenue each month. On what does the debtor base the assumption that its revenues will increase by this magnitude each month?
4. What expenses are included in the \$58,946 of "miscellaneous expenses"?
5. How good has the debtor historically been at projecting its revenues?
6. There are a large number of judgment creditors who may have liens against the debtor's personal property. What does the debtor's aged accounts payable look like? How long has it been since this debtor was generally paying its debts (other than rent) as they became due?
7. There are a number of secured creditors for which Exhibit 2 shows that the amount of the debt is "unknown." Why is this the case? How reliable are the debtor's books and records?
8. In addition to the secured creditors shown on Exhibit 2 for which the amount of the debt is unknown, there are other creditors, including Sally Sirkin Lewis herself, for which the estimated claim amount has simply been left blank. What is the difference between "unknown" and blank on this chart?
9. The debtor represents that the liquidation value of its assets is only approximately \$300,000 and that creditors are unlikely to recover any significant percentage of their claims unless the debtor can reorganize, but how likely is it that the debtor actually will be able to reorganize? Might creditors be better off simply liquidating whatever there is to liquidate rather than permitting the debtor to liquidate its assets and expend the proceeds generated thereby on fruitless efforts to turn this business around? The debtor represents that, during the third and fourth quarters of 2018, there was a significant downturn in activity in the home interior furnishings industry. How has the first quarter of 2019 been going? Is the downturn continuing or abating? When did the debtor first realize that it was time for it to accomplish a "business pivot" and how long has the debtor been working on trying to accomplish this pivot? And how long will it take the debtor to complete its

**United States Bankruptcy Court
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Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

CONT... J. Robert Scott, Inc.
pivot?

Chapter 11

Hearing required.

Final Ruling for April 16, 2019:

Grant motion on interim basis. Authorize debtor to use not more than \$225,000 of cash collateral between petition date and commencement of final hearing on use of cash collateral for ordinary and necessary operating expenses in amounts not to exceed budgeted amounts, plus a 10 percent variance per item, and not including any insider compensation unless/until/to the extent approved pursuant to insider compensation procedures. Secured lenders will receive replacement liens on post-petition assets, other than avoiding power actions, to secure any diminution in the value of their cash collateral, which liens will have the same validity and priority as their prepetition liens. Debtor shall file any supplemental papers including any changes to the budget or projections and a recap of actual expenditures not later than April 30, 2019. Debtor should serve and file notice of final hearing by April 19, 2019. Oppositions will be due by April 29, 2019.

Tentative Ruling for May 2, 2019:

What is the status of negotiations between debtor and Hanmi concerning adequate protection payments? Has debtor made any adjustments to its budget or projections based on actual results since interim hearing?

Hearing required.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

CONT... J. Robert Scott, Inc.

Nina Z Javan

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 2180, 2200-2220 N. Lincoln Avenue, 376 Acacia Street, 377 Woodbury Road; LA APN 5827-018-041

MOVANT: EAST WEST BANK

Docket 853

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Rulings on Evidentiary Objections:

Barclay Declaration:

1. Overrule. Declarant may offer her opinion as to these matters.
2. Overrule. It is desirable to have a principal of the party responsible for making up a shortfall acknowledge that responsibility.

Galletly Declaration:

1. Overrule. Declarant is clearly describing the debtor's position/game plan. This is an appropriate exercise for the debtor's principal. Debtor has not filed its plan yet. Declarant is describing what the debtor's eventual plan will look like. The relevant issue is not what is in the term sheet (which might give rise to a best evidence objection), but what the plan will look like and whether it will be confirmable.
2. Overrule. (See ruling on objection 1.)
3. Overrule. (See ruling on objection 1.)
4. Overrule. (See ruling on objection 1.)
5. Overrule. (See ruling on objection 1.)
6. Overrule. (See ruling on objection 1.)

Tentative Ruling on the Merits:

Deny relief at this juncture, but continue hearing to track with confirmation schedule. There is no evidence that the property is declining in value and the

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Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

court is not yet ready to conclude that there is no reasonable prospect for a reorganization within a reasonable period. Thus, there is no basis for relief under either section 362(d)(1) or 362(d)(2). There need not be any equity in the property for a debtor to be in a position to confirm a plan of reorganization, and there is nothing that makes the plan that the debtor has outlined inherently unconfirmable on its face. It is not unreasonable for the debtor to take a brief period of time to change gears in light of reversal of this Court's order on appeal by the district court. Court will address any objections that movant may have concerning the confirmability of the debtor's new plan in connection with disclosure statement/plan confirmation process.

In the interim, as this is a single asset case and there is at present no plan on file, court agrees that debtor should make the payments required by section 362(d)(3). Debtor should pay interest at the contractual nondefault rate on the value of the creditor's interest in the property. EWB claims to be owed more than the value of the property. Therefore, the value of EWB's interest in the property is the value of the property. For the purpose of this analysis, court agrees that it is appropriate to utilize EWB's value for the property -- \$20,271,718. Debtor asserts that it is capable of making these payments. Enter standard adequate protection order (14-day default notices; maximum of 3 notices; relief granted upon declaration from lender without further notice or hearing if default uncured; waiver of Rule 4001(a)(3) if order is entered) requiring that the debtor make these payments, commencing with the May payment. If the debtor is unable to make these payments, EWB will get relief from stay. There is no need for this court to assess whether it will be feasible for the debtor to make these payments. The proof will be in the pudding, so to speak. Either the debtor will come up with the money to make these payments, or EWB will get relief from stay.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

Movant(s):

EAST WEST BANK

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Anastasia E Bessey
Lois M Jacobs
Brian A Procel
Bernard R Given

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#3.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-31-17, 6-14-17, 8-2-17, 10-4-17, 10-18-17, 11-29-17, 1-31-18, 2-28-18,
5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18, 1-23-19, 1-24-19,
3-7-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/22/17 -- Court granted motion setting bar date of August 9, 2017.

Tentative Ruling for May 31, 2017:

Continue case status conference to date that can serve as date of hearing on disclosure statement, unless debtor plans to commence payments instead of filing plan on 90th day.

Tentative Ruling for June 14, 2017:

Debtor has now filed plan and disclosure statement. Continue case status conference to date of hearing on disclosure statement.

Tentative Ruling for August 2, 2017:

Continue case status conference to date of continued hearing on disclosure statement.

8/31/17 -- Court signed order continuing hearing to October 18, 2017 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for October 10, 2018:

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Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, May 2, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue case status conference to date and time of confirmation hearing.

Tentative Ruling for March 7, 2019:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for May 2, 2019:

Set deadline for debtor to file new plan of reorganization. Continue case status conference and hearing on motion for relief from stay to same date and time as hearing on new disclosure statement.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

2:12-20394 NGOC TAY PHAN

Chapter 7

Adv#: 2:12-01832 MGM Grand Hotel, LLC et al v. PHAN

#1.00 Application and Order for Appearance and Examination - Enforcement of Judgment for Third Person - Linh T. Nguyen

fr. 2-12-19, 4-2-19

Docket 78

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If witness appears, have reporter administer oath and direct parties to retire to attorney conference room for examination. If not, issue warrant for her arrest.

Party Information

Debtor(s):

NGOC TAY PHAN

Represented By
Jonathan T Nguyen

Defendant(s):

NGOC TAY PHAN

Represented By
Jonathan T Nguyen

Movant(s):

MGM Grand Hotel, LLC

Represented By
William A Orzel

Plaintiff(s):

MGM Grand Hotel, LLC

Represented By
William A Orzel

Bellagio, LLC

Represented By
William A Orzel

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10:00 AM

CONT... NGOC TAY PHAN

Chapter 7

Trustee(s):

Alberta P Stahl (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

2:19-11114 O'Neil V Garcia

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 3908 Croton Avenue, Whittier, CA 90601

MOVANT: NATIONSTAR MORTGAGE,LLC.

Docket 10

***** VACATED *** REASON: 4/19/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

O'Neil V Garcia

Pro Se

Movant(s):

Nationstar Mortgage LLC D/B/A

Represented By
Angie M Marth

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

2:19-12573 Linda Marie Reyes

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 NISSAN VERSA, VIN # 3N1CE2CP3FL353589

MOVANT: NISSAN MOTOR ACCEPTANCE CORPORATION

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Linda Marie Reyes

Represented By
Daniela P Romero

Movant(s):

NISSAN MOTOR ACCEPTANCE

Represented By
Michael D Vanlochem

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

2:19-13134 Dennis Alvin Werthmann

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Dodge Ram 1500 VIN 1C6RR6FG0FS566474

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Dennis Alvin Werthmann

Represented By
Nicholas M Wajda

Movant(s):

Santander Consumer USA Inc.

Represented By
Jennifer H Wang

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

#5.00 Status Conference re: Debtor's Motion to Convert Case From Chapter 7 to 13
fr. 2-26-19, 4-2-19

Docket 32

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling from February 27, 2019:

Debtor has no disposable income and can only make payments to creditors if family members make regular contributions. Plan that debtor would propose would not be confirmable, as it would not deliver as much value to creditors (namely, 100 percent of their claims), as would a sale of the property in chapter 7. Therefore, conversion would be pointless and represents merely an attempt to enable debtor's family members to keep the property. This is not a good faith effort to reorganize under chapter 13. Therefore, deny motion to convert.

Final Ruling for February 27, 2019:

Continue hearing to April 3, 2019 at 11:00 a.m. as a status conference. (Court did not require parties to file status report.) (Moore's want to refinance the property and pay all claims and administrative expenses.)

Tentative Ruling for April 3, 2019:

What has transpired in this case since February 27, 2019, if anything?
Hearing required.

Tentative Ruling for May 7, 2019:

See tentative ruling for matter no. 6.

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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

CONT... Geneva McGrigg

Chapter 7

Party Information

Debtor(s):

Geneva McGrigg

Represented By
Theresa Hana

Movant(s):

Geneva McGrigg

Represented By
Theresa Hana

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

Adv#: 2:18-01255 Avery

#6.00 Defendant's Ex Parte Motion to Set Aside Default Judgment

fr. 2-5-19, 2-26-19, 4-2-19

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for February 5, 2019:

Deny motion. In the moving papers, the movant acknowledges receipt of the trustee's adversary complaint and that they were advised to seek legal counsel. The fact that the defendants did not understand the papers does not constitute excusable neglect. They should have sought assistance or at least shown up in court to ask what was going on and make an effort to defend themselves. Instead, they did nothing. Nothing in the moving papers constitutes *excusable* neglect. It is not appropriate for them to do nothing and permit a default to be entered and a default judgment to be entered and thereafter to seek to vacate the dismissal now that they realize the significance of the complaint.

Final Ruling for February 5, 2019:

Continue hearing to February 27, 2019 at 10:00 a.m. to be heard concurrently with motion to convert to chapter 13. If court denies conversion, court is likely to deny this motion, but, if court grants motion to convert, it may grant this motion.

Tentative Ruling for February 27, 2019:

Revisit motion after conclusion of hearing on motion to convert.

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Hearing Room 1539

10:00 AM

CONT... Geneva McGrigg

Chapter 7

Final Ruling for February 27, 2019:

Continue hearing to April 3, 2019 at 11:00 a.m. as a status conference.
(Court did not require parties to file status report.) (Moore's want to refinance
the property and pay all claims and administrative expenses.)

Tentative Ruling for April 3, 2019:

What has transpired in the underlying bankruptcy case since February 27,
2019, if anything? Hearing required.

Final Ruling for April 3, 2019:

Defendants have 30 days to put \$80,000 into escrow. Trustee will file fee
application in the interim. If payment is not made by this deadline, court will
deny motions (motion to set aside default and motion to convert to chapter
13) at continued hearing on May 7, 2019 at 10:00 a.m. If payment is made,
defendants should file declaration to this effect and court will continue hearing
so that parties do not need to make another court appearance in the interim.

Tentative Ruling for May 7, 2019:

Neither docket in main case nor docket in the adversary proceeding reflects
the filing of a declaration attesting to the deposit of \$80,000. Deny motion to
set aside default judgment and motion to convert.

Party Information

Debtor(s):

Geneva McGrigg

Represented By
Theresa Hana

Movant(s):

Marvena Moore

Represented By
Julie J Villalobos

Plaintiff(s):

Wesley H. Avery

Represented By

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

CONT... Geneva McGrigg

Chapter 7

David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, May 7, 2019

Hearing Room 1539

10:00 AM

2:18-10808 Clotrimazole, Inc.

Chapter 7

Adv#: 2:19-01130 Leslie v. Broidy et al

#7.00 Plaintiffs Emergency Motion For Injunctive Relief [Turnover of Property]

Docket 2

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendants have no legal right to be in possession of the property. There is no lease agreement. Defendants have known since the case was filed that they would need to turnover possession of the property to the chapter 7 trustee. Grant motion. Enter order requiring defendants to vacate premises immediately.

Party Information

Debtor(s):

Clotrimazole, Inc.

Represented By
Alan F Broidy

Defendant(s):

Alan F. Broidy

Pro Se

Heather B Broidy

Pro Se

Movant(s):

Sam S. Leslie

Represented By
Rosendo Gonzalez

Plaintiff(s):

Sam S. Leslie

Represented By
Rosendo Gonzalez

Trustee(s):

Sam S Leslie (TR)

Represented By

**United States Bankruptcy Court
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Hearing Room 1539

10:00 AM

CONT... Clotrimazole, Inc.

Rosendo Gonzalez

Chapter 7

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#200.00 Status Conference re: 14 (Recovery of money/property - other),(91 (Declaratory judgment)),(21 (Validity, priority or extent of lien or other interest in property)),(72 (Injunctive relief - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Edward M Wolkowitz against TD Foreclosure Services, Inc., GB Inland Properties, LLC, Benjamin Hooshim, Alexandre Oh, Julie A Taberdo, Lynn Wolcott, Chonghee Jane Kim

fr. 7-25-17, 11-14-17, 11-28-17, 1-9-18, 4-3-18, 4-11-18, 6-26-18, 7-17-18, 10-16-18, 11-27-18, 12-18-18, 3-19-19

Docket 1

Courtroom Deputy:

6/27/17 - Request for entry of default against Julie Taberdo

6/27/17 - Request for entry of default against Lynn Wolcott

6/27/17 - Request for entry of default against TD Foreclosure Services, Inc.

Tentative Ruling:

Defaults have been entered as against Lynn Wolcott, Julie Taberdo and TD Foreclosure Services.

The trustee is of the opinion that there are legal issues that can be resolved through a motion for partial summary adjudication. Set deadline for the filing of such motions and continue status conference to a date that can serve as a date for hearing on those motions.

9/20/17 -- Court approved scheduling order continuing status conference to November 14, 2017 at 2:00 p.m., ordering parties to file a joint status report not later than October 31, 2017, ordering trustee to file and serve his motion for partial summary judgment against GB Inland Properties not later than

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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

September 26, 2017 and set it for hearing on November 14, 2017 at 2:00 p.m. and directing that any motion to vacate a default be filed not later than September 26, 2017 and set for hearing on or before November 14, 2017 at 2:00 p.m.

Tentative Ruling for November 14, 2017:

Why didn't the trustee comply with the court's directive to file his motion for partial summary judgment in time to have it heard on November 14, 2017? That motion is currently set for November 28, 2017.

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for November 28, 2017:

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for January 9, 2018:

Set deadline for filing amended complaint and deadline for filing response to complaint.

Tentative Ruling for April 11, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

6/22/18 -- Court signed order approving stipulation continuing hearing to July 17, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for July 17, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for October 16, 2018:

(Where is status report that should have been filed October 2, 2018?)
Plaintiff has now filed third amended complaint and defendants have

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2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

answered. Defendants have brought motion for summary judgment that is set for hearing on November 27, 2018 at 2:00 p.m. Continue status conference to November 27, 2018 at 2:00 p.m. to be held concurrently with motion for summary judgment. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/19/18 -- Court signed stipulation continuing hearing to December 18, 2018 at 2:00 pm. OFF CALENDAR FOR NOVEMBER 27, 2018.

Tentative Ruling for December 18, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/19/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- March 19, 2019 at 2:00 p.m.

L/D to conduct discovery -- March 31, 2019

L/D to file joint status report -- March 5, 2019

Tentative Ruling for March 19, 2019:

Are the parties on track to complete discovery by March 31? Have they made arrangements to participate in a mediation before Meredith Jury?

Hearing required.

3/20/19 -- Court extended discovery cutoff to May 17, 2019.

Tentative Ruling for May 7, 2019:

No defaults were entered. Defendants have all answered. Certain of the parties have requested an extension of the discovery cutoff. Extend discovery cutoff to July 1, 2019. Plaintiff and Hooshim have expressed an intention to file motions for summary judgment or partial summary adjudication. Set deadline for the filing of these motions and continue status conference to date set for hearing on these motions.

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Hearing Room 1539

2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

Benjamin Hooshim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

Julie A Taberdo

Represented By
Michael A Coletti

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:17-11401 Karine Kenaraki Mansoorian

Chapter 7

Adv#: 2:19-01044 Dye v. Babaie et al

#201.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Carolyn Dye against David Babaie, Keto Development Group, LLC.

fr. 4-9-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At request of the parties, continue status conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 9, 2019.

Tentative Ruling for May 7, 2019:

When will counsel for the plaintiff be in a position to pay attention to, and diligently prosecute, this adversary proceeding? Hearing required.

Party Information

Debtor(s):

Karine Kenaraki Mansoorian

Represented By
Nancy Hanna

Defendant(s):

David Babaie

Represented By
Matthew A Lesnick

Keto Development Group, LLC

Represented By
Matthew A Lesnick

DOES 1 THROUGH 10

Pro Se

**United States Bankruptcy Court
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Tuesday, May 7, 2019

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2:00 PM

CONT... Karine Kenaraki Mansoorian

Chapter 7

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:18-10510 Lisa Nicole Brubaker

Chapter 7

Adv#: 2:18-01230 Brubaker v. Firstmark Access Group et al

#202.00 Pretrial Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Lisa Nicole Brubaker against Firstmark Access Group , Nelnet Loan Service Inc , Deutsche Bank ELT Access Group , American Student Loan Assistance
fr. 9-26-18, 10-23-18, 1-15-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 6/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late February. Set pretrial conference for late March. Require parties to complete a day of mediation prior to date of pretrial conference.

1/25/19 -- Court approved scheduling order with following dates:

L/D to file pretrial motions -- March 12, 2019
L/D to conduct discovery -- February 28, 2019
L/D to lodge pretrial order -- March 19, 2019
Pretrial conference -- April 2, 2019 at 2:00 p.m.
L/D to lodge order appointing mediator -- February 11, 2019
L/D to complete mediation -- April 2, 2019

2/12/19 -- Court approved order appointing mediators.

3/5/19 -- Court approved stipulation continuing pretrial conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/15/19 -- Court approved stipulation continuing pretrial conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Party Information

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2:00 PM

CONT... Lisa Nicole Brubaker

Chapter 7

Debtor(s):

Lisa Nicole Brubaker Pro Se

Defendant(s):

Firstmark Access Group Pro Se

Nelnet Loan Service Inc Pro Se

Educational Credit Management Represented By
Scott A Schiff

AccessLex Institute dba Access Represented By
Scott S Weltman

AccessLex Institute dba Access Represented By
Scott S Weltman

Deutsche Bank ELT Access Group Pro Se

Plaintiff(s):

Lisa Nicole Brubaker Pro Se

Trustee(s):

John J Menchaca (TR) Pro Se

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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:18-17946 Manuel Rene Servin

Chapter 7

Adv#: 2:18-01436 KURTZ v. Sandoval et al

#203.00 Status Conference re: 14 (Recovery of money/property - other),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Heide Kurtz, against Felix R. Sandoval, Juan Sandoval, Manuel Rene Servin, Brenda Marisela Servin.

fr. 2-12-19

Docket 1

Courtroom Deputy:

5/1/19 - Eric Alan Mitnick, (310)792-5864, has been approved for telephonic appearance on 5/7/19 @ 2pm

5/6/29 - Carmela Pagay, 310)229-1234, has been approved for telephonic appearance on 5/7/19 @ 2pm

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

4/15/19 -- Court approved stipulation setting aside defaults entered against Felix Sandoval, Juan Sandoval, Brenda Servin, Manuel Servin. Responses are due 14 days after entry of order.

Tentative Ruling for May 7, 2019:

There was a deadline for filing answers. Rather than filing answers, defendants submitted settlement offers, but it appears that those offers have not yet been accepted. Court does not want to keep setting new deadlines for the filing of answers. Unless there is a settlement in principle, defendants should file answers.

Party Information

Debtor(s):

Manuel Rene Servin

Pro Se

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2:00 PM

CONT... Manuel Rene Servin

Chapter 7

Defendant(s):

Felix R. Sandoval	Represented By Eric A Mitnick
Juan Sandoval	Pro Se
Manuel Rene Servin	Pro Se
Brenda Marisela Servin	Pro Se

Joint Debtor(s):

Brenda Marisela Servin	Pro Se
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Plaintiff(s):

HEIDE KURTZ	Represented By Carmela Pagay
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Trustee(s):

Heide Kurtz (TR)	Represented By Carmela Pagay
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:18-18746 Rachael Ann Berkahn

Chapter 7

Adv#: 2:18-01297 Berkahn v. Wells Fargo Education Financial Services et al

#204.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Rachael Ann Berkahn against Wells Fargo Education Financial Services, Navient Credit Finance Corp., SLM Private Education Loan Trust 2010-A, Salander Enterprises, LLC, Assinee of Union Fed Saving Bank, U.S. Dept of Education

fr. 11-27-18, 2-5-19

Docket 1

Courtroom Deputy:

5/1/19 - Bonni Mantovani, (818) 657-5216 has been approved for telephonic appearance on 5/7/19 @ 2pm

5/3/19 - Sanaz Bereliani, (310)914-0152, has been approved for telephonic appearance on 5/7/2019 @ 2pm

5/6/19 - Randy Mroczynski, (714)431-1026, has been approved for telephonic appearance on 5/7/19 @ 2pm.

Tentative Ruling:

11/9/18 -- Court approved stipulation discharging plaintiff's liability on Navient loan and dismissing Navient and SLM as defendants in this action.

Tentative Ruling for November 27, 2019:

The unilateral status report filed by counsel for plaintiff (although first page of report left identity of party represented blank) represents that plaintiff has

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Courtroom 1539 Calendar**

Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

CONT...

Rachael Ann Berkahn

Chapter 7

requested an alias summons because she inadvertently failed to serve the Attorney General and the US Attorney. The joint status report filed by the parties has the box checked reflecting that all parties have now been served. Is this accurate?

Set discovery cutoff for late March 2019 and continued status conference for approximately the same time frame.

Final Ruling for November 27, 2018:

Court continued status conference to February 5, 2019 at 2:00 p.m. Parties shall file joint status report not later than January 22, 2019.

1/9/19 -- Court granted Dept. of Education's request for stay of proceeding in light of government shutdown. Court will continue status conference from time to time until stay has been lifted.

Tentative Ruling for February 5, 2019:

Now that government has reopened, at least temporarily, what would the Department of Education like to do with the deadlines in this action? Hearing required.

2/20/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 7, 2019 at 2:00 p.m.

L/D to file updated status report -- April 23, 2019

L/D to complete discovery -- July 12, 2019

3/7/19 -- Court approved stipulation dismissing Department of Education as defendant.

5/2/19 -- Court approved stipulation resolving action as against Salander Enterprises.

Tentative Ruling for May 7, 2019:

**United States Bankruptcy Court
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CONT... Rachael Ann Berkhahn

Chapter 7

Is Wells Fargo the only remaining defendant at this point or do other defendants remain? What is the status of the action as against the remaining defendant(s)? Discuss with parties problem of both giving the plaintiff a judgment as against a single defendant and dismissing that defendant from the action. Should the court order the remaining parties to mediation?

Party Information

Debtor(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

Defendant(s):

Wells Fargo Education Financial

Pro Se

Salander Enterprises, LLC, Assinee

Represented By
Bonni S Mantovani

U.S. Dept of Education

Represented By
Elan S Levey

Wells Fargo Bank N.A.

Represented By
Randall P Mroczynski

Navient Solutions, LLC

Represented By
Robert S Lampl

Plaintiff(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-23844 Judith Anne Sanchez

Chapter 7

Adv#: 2:19-01060 Darnell v. Sanchez

#205.00 Status Conference re: 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)) Complaint by Alma Darnell against Judith Anne Sanchez

Docket 1

Courtroom Deputy:

4/23/19 - George Paukert, (310)850-0231, has been approved for telephonic appearance on 5/7/19 @ 2pm

Tentative Ruling:

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to the date of the continued status conference.

Party Information

Debtor(s):

Judith Anne Sanchez

Represented By
George J Paukert

Defendant(s):

Judith Anne Sanchez

Represented By
George J Paukert

Plaintiff(s):

Alma Darnell

Represented By
Kathy McCormick

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-23844 Judith Anne Sanchez

Chapter 7

Adv#: 2:19-01062 Gonzalez v. Sanchez et al

#206.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer))Complaint by Rosendo Gonzalez against Bobbio Sanchez, Lance B. Sanchez

Docket 1

Courtroom Deputy:

4/23/19 - George Paukert, (310)850-0231, has been approved for telephonic appearance on 5/7/19 @ 2pm

Tentative Ruling:

Discuss with parties what issues remain unresolved now that property has been transferred back to debtor and her husband. Should this matter proceed to mediation with the related action? Hearing required.

Party Information

Debtor(s):

Judith Anne Sanchez

Represented By
George J Paukert

Defendant(s):

Bobbio Sanchez

Represented By
George J Paukert

Lance B. Sanchez

Represented By
George J Paukert

Plaintiff(s):

Rosendo Gonzalez

Represented By
Carolyn A Dye

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Carolyn A Dye

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CONT...

Judith Anne Sanchez

Chapter 7

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:17-22698 Jose Antonio Zamora

Chapter 7

Adv#: 2:18-01081 Gonzalez v. Zamora et al

#207.00 Motion for Default Judgment Plaintiffs Motion For A Default Judgment Against Defendants

fr. 8-28-18, 11-6-18, 2-5-19

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for August 28, 2018:

The first claim for relief asserted in the complaint is brought under section 727(a)(2)(A). What property, if any, does the trustee contend has been destroyed, mutilated or concealed?

The second claim for relief is that the debtors have failed to maintain or have destroyed or concealed records. What documents does the trustee contend have been destroyed, mutilated or concealed? What efforts has the trustee made, other than writing a letter, in an effort to obtain these documents? Is the only evidence of intent that the debtors have ignored the trustee's letter?

The third claim for relief is that the debtors have knowingly and fraudulently made a false oath (section 727(a)(4)(A)). Is the trustee seeking a default judgment under this section? If so, what specific facts does the trustee allege were misrepresented in the schedules and where is the evidence to establish what the true facts are?

The fourth claim for relief is that the debtors have withheld recorded information, including documents, records and papers relating to their assets or financial affairs (section 727(a)(4)(D)). What specific records does the trustee claim exist that the debtors are withholding? What evidence, if any, does the trustee have that the debtors knowingly and fraudulently withheld

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CONT... **Jose Antonio Zamora**
this information?

Chapter 7

In short, it seems as if the debtors may have omitted information or put false information on their schedules, that the trustee wrote a letter asking for documentation that the debtors have ignored and the trustee brought this adversary proceeding. What, if any, additional steps has the trustee taken in an effort to compel production of information and what additional steps has the trustee taken in an effort to ascertain the true facts? Without more information, it is difficult for the court to determine which, if any, of the applicable code sections apply on this fact pattern.

Final Ruling for August 28, 2018:

Continue hearing to November 6, 2018 at 2:00 p.m.

Tentative Ruling for November 6, 2018:

Continue hearing for approximately 60 days. Again admonish the debtors as to the need to cooperate fully with the trustee's investigation and the adverse consequences that will flow if they fail to do so.

Final Ruling for November 6, 2018:

Continue hearing to February 5, 2019 at 2:00 p.m. to see whether debtor can get the trustee the information that he requires.

Tentative Ruling for February 5, 2019:

Ordinarily, if debtors refuse to cooperate, the Court dismisses their bankruptcy case and may do so with a bar; however, that is not the relief the trustee is seeking here. The trustee is seeking a judgment barring the debtors' discharge, but he has not provided any admissible evidence of anything other than the debtors' lack of cooperation.

The trustee has identified various representations made in the debtors schedules, but has not provided any evidence that these representations are false. The closest thing to any such evidence is the following statement by

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CONT...

Jose Antonio Zamora

Chapter 7

the trustee in his original declaration: "After the conclusion of the meeting of creditors, I received information from a creditor as to the Debtors' alleged ownership in the real property commonly described as 7220 S. Western Avenue, Los Angeles, CA 90047 (the "Property") and operation of a business under the name of "Las Palomas Night Club" (the "Night Club"). This is not admissible evidence to support the proposition that the debtors owned this property or operated this night club. Presumably, the trustee could obtain such evidence from sources other than the debtor if he would like to demonstrate that the debtors schedules are false, but he has not done so.

Continue the hearing (again) to give the trustee an opportunity to obtain admissible evidence to demonstrate that debtors have made false oaths in their schedules.

Tentative Ruling for May 7, 2019:

Based on the trustee's latest declaration and exhibits, it appears that the debtors have provided false testimony on their statement of financial affairs and at the meeting of creditors under section 341(a) by failing to disclose the transfer of the property, the Las Palomas Business. The debtor has failed to give the trustee any documents concerning this transaction or the disposition of any proceeds that they received in exchange for the transfer of these interests. Therefore, the court is prepared to grant the motion and bar the debtors from receiving a discharge under sections 727(a)(3) (based on their concealment or failure to maintain records concerning this transaction and the disposition of the proceeds), 727(a)(4)(A) (based on their false oaths in failing to disclose this transaction) and 727(a)(4)(D) (based on their having withheld from the trustee documents/records concerning their property and financial affairs). Court is not in a position to find that the transfer itself was made with the intent to hinder, delay or defraud creditors (giving rise to a basis to bar the debtors' discharge under section 727(a)(2)) as the court does not have enough information concerning the circumstances surrounding the transaction to find all of the required elements.

Party Information

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2:00 PM

CONT... Jose Antonio Zamora

Chapter 7

Debtor(s):

Jose Antonio Zamora Pro Se

Defendant(s):

Jose Antonio Zamora Pro Se

Martha Delia Zamora Pro Se

Joint Debtor(s):

Martha Delia Zamora Pro Se

Movant(s):

Rosendo Gonzalez Represented By
Rosendo Gonzalez

Rosendo Gonzalez (TR) Represented By
Rosendo Gonzalez

Plaintiff(s):

Rosendo Gonzalez Represented By
Rosendo Gonzalez

Trustee(s):

Rosendo Gonzalez (TR) Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:17-22698 Jose Antonio Zamora

Chapter 7

Adv#: 2:18-01081 Gonzalez v. Zamora et al

#208.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Rosendo Gonzalez against Jose Antonio Zamora, Martha Delia
Zamora

fr. 5-29-18, 8-28-18, 11-6-18, 2-5-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court continues hearing on motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Jose Antonio Zamora Pro Se

Defendant(s):

Jose Antonio Zamora Pro Se

Martha Delia Zamora Pro Se

Joint Debtor(s):

Martha Delia Zamora Pro Se

Plaintiff(s):

Rosendo Gonzalez Represented By
Rosendo Gonzalez

Trustee(s):

Rosendo Gonzalez (TR) Represented By

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2:00 PM

CONT...

Jose Antonio Zamora

Rosendo Gonzalez

Chapter 7

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Hearing Room 1539

2:00 PM

2:18-21729 Santiago R Jackson

Chapter 7

Adv#: 2:19-01003 Bochner et al v. Jackson

#209.00 Motion for Default Judgment

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant in part. Grant default judgment under sections 523(a)(2)(A), 523(a)(2)(B) and 523(a)(6) finding that amounts awarded by state court judgment are nondischargeable under these sections.

Party Information

Debtor(s):

Santiago R Jackson

Represented By
Daniel King

Defendant(s):

Santiago R. Jackson

Pro Se

Movant(s):

Dan Z. Bochner

Represented By
Jacky P. Wang
Jacky Wang

Dean A. Bochner

Represented By
Jacky P. Wang
Jacky Wang

Plaintiff(s):

Dan Z. Bochner

Represented By
Jacky P. Wang
Jacky Wang

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CONT... Santiago R Jackson
Dean A. Bochner

Chapter 7

Represented By
Jacky P. Wang
Jacky Wang

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:18-21729 Santiago R Jackson

Chapter 7

Adv#: 2:19-01003 Bochner et al v. Jackson

#210.00 Status Conference re: 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)) Complaint by Dan Z. Bochner, Dean A. Bochner against Santiago R. Jackson.

fr. 3-5-19

Docket 1

Courtroom Deputy:

2/14/19 - Default entered against Santiago R. Jackson

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Santiago R Jackson

Represented By
Daniel King

Defendant(s):

Santiago R. Jackson

Pro Se

Plaintiff(s):

Dan Z. Bochner

Represented By
Jacky P. Wang
Jacky Wang

Dean A. Bochner

Represented By
Jacky P. Wang

**United States Bankruptcy Court
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2:00 PM

CONT... Santiago R Jackson

Chapter 7

Jacky Wang

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#211.00 Admire Capital Lending, LLC's. Motion to Dismiss Adversary Proceeding
fr. 4-2-19

Docket 7

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at
2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at
2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Movant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

**United States Bankruptcy Court
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2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#212.00 Beverly Hills Bestfields Investments, Inc. Motion to Dismiss Adversary Proceeding
fr. 4-2-19

Docket 11

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at
2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at
2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Movant(s):

Beverly Hills Bestfields

Represented By
Nami Kang

**United States Bankruptcy Court
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2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#213.00 Status Conference re: 91 Declaratory judgment)),(14 (Recovery of money/property - other)) Complaint by Union & Grattan Properties, LLC against Admire Capital Lending, LLC, Benjamin An, Beverly Hills Bestfields Investments, Inc..

fr. 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

**United States Bankruptcy Court
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2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
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Tuesday, May 7, 2019

Hearing Room 1539

2:00 PM

2:18-10808 Clotrimazole, Inc.

Chapter 7

Adv#: 2:19-01130 Leslie v. Broidy et al

#214.00 Plaintiffs Emergency Motion For Injunctive Relief [Turnover of Property]

Docket 2

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendants have no legal right to be in possession of the property. There is no lease agreement. Defendants have known since the case was filed that they would need to turnover possession of the property to the chapter 7 trustee. Grant motion. Enter order requiring defendants to vacate premises immediately.

Party Information

Debtor(s):

Clotrimazole, Inc.

Represented By
Alan F Broidy

Defendant(s):

Alan F. Broidy

Pro Se

Heather B Broidy

Pro Se

Movant(s):

Sam S. Leslie

Represented By
Rosendo Gonzalez

Plaintiff(s):

Sam S. Leslie

Represented By
Rosendo Gonzalez

Trustee(s):

Sam S Leslie (TR)

Represented By

**United States Bankruptcy Court
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2:00 PM

CONT...

Clotrimazole, Inc.

Rosendo Gonzalez

Chapter 7

**United States Bankruptcy Court
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Wednesday, May 8, 2019

Hearing Room 1539

10:00 AM

2:12-19793 Michael Joel Kamen

Chapter 7

#1.00 Trustee's Motion for Entry of Order Closing Chapter 7 Case, Discharging Trustee, and Retaining the Court's Jurisdiction Over Adversary Proceeding No. 2:12-ap-01805-BB

Docket 1233

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Fox parties agreed not to interfere with the trustee's efforts to promptly close the case. The automatic stay is for the benefit of the estate and the debtor, not for third parties. Overrule objection. Grant motion.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, May 8, 2019

Hearing Room 1539

10:00 AM

2:18-16573 Norma Lee Letendre

Chapter 7

#2.00 Trustee's Motion for Order Approving Compromise of Controversy between the Trustee and the Debtor

Docket 76

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve settlement.

Party Information

Debtor(s):

Norma Lee Letendre

Represented By
Renee E Sanders

Trustee(s):

John J Menchaca (TR)

Represented By
Zi Chao Lin

**United States Bankruptcy Court
Central District of California
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Wednesday, May 8, 2019

Hearing Room 1539

10:00 AM

2:16-24013 Ninja Metrics, Inc. a Delaware corporation

Chapter 11

#3.00 Status Conference re: Debtor's Motion Objecting to Claim No. 6-1 of Mark Kolokotronis in the amount of \$3,167,000.00

fr. 8-2-17, 11-15-17, 4-10-18, 7-18-18, 10-24-18, 2-27-19

Docket 97

***** VACATED *** REASON: CONT'D. TO 6/19/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling on matter no. 9.

11/3/17 -- Court approved stipulation continuing hearing to January 24, 2018 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 15, 2017. NO APPEARANCE REQUIRED.

1/18/18 -- Court approved stipulation continuing hearing to April 10, 2018 at 11:00 a.m. OFF CALENDAR FOR JANUARY 24, 2018. NO APPEARANCE REQUIRED.

3/27/18 -- Court approved stipulation continuing hearing to July 18, 2018 at 11:00 a.m. OFF CALENDAR FOR APRIL 10, 2018. NO APPEARANCE REQUIRED.

7/2/18 -- Court approved stipulation continuing hearing to October 24, 2018 at 11:00 a.m. OFF CALENDAR FOR JULY 18, 2018. NO APPEARANCE REQUIRED.

10/9/18 -- Court approved stipulation continuing hearing to February 27, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for February 26, 2019:

**United States Bankruptcy Court
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Wednesday, May 8, 2019

Hearing Room 1539

10:00 AM

CONT... Ninja Metrics, Inc. a Delaware corporation

Chapter 11

In light of tentative ruling for matter no. 101, continue hearing on claim objection to give new chapter 7 trustee an opportunity to decide how he or she would like to proceed with regard to this objection to claim.

5/1/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 8, 2019.

Party Information

Debtor(s):

Ninja Metrics, Inc. a Delaware

Represented By

Andrew Goodman

Shawn M Christianson

Movant(s):

Ninja Metrics, Inc. a Delaware

Represented By

Andrew Goodman

Shawn M Christianson

**United States Bankruptcy Court
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Wednesday, May 8, 2019

Hearing Room 1539

10:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#4.00 Debtors' Motion For Order:

(1) Approval Of Fee Settlement Agreement And Mutual Release

(2) Authority To Pay Previously Allowed Fees And Expenses

Docket 275

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Authorize payment to LNBYB of reduced amount (\$400,000) and amounts previously allowed to AM, less payments already made to the firm, from the proceeds of sale. (Has the sale closed?)

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
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Wednesday, May 8, 2019

Hearing Room 1539

10:00 AM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#5.00 Debtor's Motion for Order Authorizing use of Cash Collateral regarding 401 S. Berkeley Avenue, Pasadena, CA 91104

Docket 23

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court entered order granting relief from stay to the lender that holds a lien on the debtor's cash collateral on April 30, 2019. When does the lender anticipate that a foreclosure sale will occur? Aren't there operating expenses that should be paid between now and the date of the foreclosure sale?
Hearing required.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 8, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#6.00 Debtor's Motion for Order Authorizing Continued Use Cash Collateral

Docket 864

***** VACATED *** REASON: OFF CALENDAR. NO APPEARANCE
REQUIRED.**

Courtroom Deputy:

5/6/19 - J. Scott Bovitz, (213)346-8300, has been approved for telephonic appearance on 5/8/19 @ 10am

Tentative Ruling:

Parties have filed a new stipulation authorizing use of cash collateral through June 30, 2019 and mooted the pending motion. Court deems debtor to have withdrawn the motion. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By

Lisa Lenherr

Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:18-19397 Jeffrey Donohue

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Jaguar XF Vin No.SAJBE4FX6JCY69838

MOVANT: JPMORGAN CHASE BANK, N.A.

Docket 48

Courtroom Deputy:

5/8/19 - Arnold Graff, (858)750-7675, has been approved for telephonic appearance on 5/14/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Movant(s):

JPMorgan Chase Bank, N.A.

Represented By
Gilbert R Yabes

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:19-12545 Brenda Perez

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2012 Ford Taurus

MOVANT: GATEWAY ONE LENDING & FINANCE

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Brenda Perez

Represented By
Francis Guilardi

Movant(s):

Gateway One Lending & Finance

Represented By
Karel G Rocha

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:19-13973 Edwin Isaacs

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 HONDA CIVIC, VIN: 2HGF C2F5 3GH5 77354

MOVANT: HONDA LEASE TRUST

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion as moot. Case has been dismissed. NO APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

Edwin Isaacs

Pro Se

Movant(s):

Honda Lease Trust

Represented By
Vincent V Frounjian

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:19-13990 Michael Sacco

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Ford F-150 VIN 1FTEW1EG0JFB72009

MOVANT: CAB WEST LLC

Docket 9

Courtroom Deputy:

5/6/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 5/14/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Michael Sacco

Represented By
Keith Q Nguyen

Movant(s):

Cab West LLC

Represented By
Jennifer H Wang

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:19-14173 Shaun-teka Chena Joyner

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 4260 Creed Ave.

MOVANT: MELVIA PINKARD

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Shaun-teka Chena Joyner	Pro Se
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Movant(s):

Melvia Pinkard	Represented By Paul E Gold
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Trustee(s):

Peter J Mastan (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:19-14272 Sang Myon Lee

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 9732 Greenleaf Avenue, Whittier, CA 90601

MOVANT: M & A GABAE

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sang Myon Lee

Represented By
Young K Chang

Movant(s):

M&A Gabae, a California Limited

Represented By
Stacey A Miller

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 101 Via Jucar, Newport Beach, CA 92663

MOVANT: JPMORGAN CHASE BANK, NATIONAL ASSOCIATION

Docket 147

Courtroom Deputy:

5/10/19 - Merdaud Jafarnia, (619)955-1521, has been approved for telephonic appearance on 5/14/19 @ 10am

5/13/19 - Joon M. Khang, (949)419-3834, has been approved for telephonic appearance on 5/14/19 @ 10am

Tentative Ruling:

This is a chapter 11 case. Therefore, even if there is no equity in the property, so long as the value of the property is not declining and the property is insured, adequately maintained, etc., the court will not grant relief "for cause" based on a lack of equity. The more relevant issue, therefore, is whether movant is entitled to relief under section 362(d)(2).

Debtor claims that this property is necessary to the plan that it has proposed because the debtor will be using the rents currently being generated by this property to partially fund the plan. That plan is currently set for a disclosure statement hearing at 2:00 p.m. on June 5, 2019. Court is not yet ready to conclude that the plan is unlikely to be confirmed within a reasonable period. (Court will make that determination in connection with its consideration of the debtor's disclosure statement, and any objections that the movant may interpose thereto.) Deny movant's motion without prejudice now or, if movant prefers and consents to an extension of the time limits set forth in section 362(e), continue hearing to date of hearing on debtor's disclosure statement.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

CONT... Samuel Michael Saber

Chapter 11

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

Movant(s):

JPMorgan Chase Bank, National

Represented By
Merdaud Jafarnia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Mercedes Benz S Class Coupe WDDXJ7KB3GA013306 Under 11 U.S.C. § 362

MOVANT: U.S. BANK NATIONAL ASSOCIATION

Docket 179

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Movant(s):

U.S. Bank National Association

Represented By
Dane W Exnowski

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Cash Deposit \$72,556.25 held by Movant

MOVANT: 490 OAK STREET PROPERTIES, LLC

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

490 Oak Street Properties, LLC

Represented By
Thomas M Geher

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#10.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: Nonresidential - 500 N. Oak Street, Inglewood, CA 90302

MOVANT: 490 OAK STREET PROPERTIES, LLC

Docket 23

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

490 Oak Street Properties, LLC

Represented By
Thomas M Geher

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

#200.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 5-30-18, 8-29-18, 11-28-18, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for trustee to service notice of bar date and bar date. Continue case status conference for approximately 90 days.

6/1/18 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- May 31, 2018

Bar date -- July 31, 2018

Cont'd status conference -- August 29, 2018 at 11:00 a.m.

L/D to file updated status report -- August 17, 2018

Tentative Ruling for August 29, 2018:

Continue status conference for approximately 90 days. Set new deadline for the filing of updated status report.

Tentative Ruling for November 28, 2018:

Court has reviewed trustee's status report. Continue case status conference to February 27, 2019 at 11:00 a.m. Trustee should file updated status report not later than February 13, 2019. APPEARANCES WAIVED ON NOVEMBER 28, 2018.

Tentative Ruling for February 26, 2019:

Trustee has just filed a motion to convert case to chapter 7 on negative

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT...

Colima BBQ, Inc

Chapter 7

notice. Continue case status conference to May 14, 2019 at 2:00 p.m to be heard concurrently with status conference in adversary proceeding filed by trustee. APPEARANCES WAIVED ON FEBRUARY 27, 2019.

Tentative Ruling for May 14, 2019:

Case has now been converted to chapter 7. Court does not ordinarily conduct periodic status conferences in chapter 7 cases. Court will notice a new status conference if it would like the trustee to appear at a status conference in this case. APPEARANCES WAIVED ON MAY 14, 2019.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

Adv#: 2:18-01338 Yoo v. Timberland Bank

#201.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

fr. 1-8-19, 1-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for January 29, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... Colima BBQ, Inc

Chapter 7

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

Adv#: 2:18-01337 Yoo v. Timberland Bank et al

#202.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

fr. 1-8-19, 1-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for January 29, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... RH BBQ, Inc

Chapter 7

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Timberland Bank c/o Glass &

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#203.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Timothy J. Yoo against Merchant Advance Pay, Inc.

fr. 1-15-19

Docket 1

Courtroom Deputy:

Tentative Ruling:

Why don't the parties want this matter sent to mediation? Hearing required.

1/17/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- May 14, 2019 at 2:00 p.m.

L/D to file updated status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

1/25/19 -- Court approved order appointing mediators.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... Onebada, Inc

Chapter 7

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-15497 Evelyn Yangmi Kim

Chapter 7

Adv#: 2:18-01262 Jindi Fshion INC, a California Corporation v. Kim

#204.00 Motion for Default Judgment

Docket 23

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter default judgment in favor of plaintiff finding that \$361,199.93 is nondischargeable pursuant to section 523(a)(2)(A).

Party Information

Debtor(s):

Evelyn Yangmi Kim

Represented By
Dale J Park

Defendant(s):

Evelyn Yangmi Kim

Pro Se

Movant(s):

Jindi Fshion INC, a California

Represented By
Yong Bom Lee
Hyong C Kim

Plaintiff(s):

Jindi Fshion INC, a California

Represented By
Yong Bom Lee
Hyong C Kim

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-15497 Evelyn Yangmi Kim

Chapter 7

Adv#: 2:18-01262 Jindi Fshion INC, a California Corporation v. Kim

#205.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by Jindi Fshion INC, a California Corporation against Evelyn Yangmi Kim

fr. 10-16-18, 1-29-19, 3-12-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/18/19 -- Court entered order striking defendant's answer and permitting plaintiff to proceed by way of default.

Tentative Ruling for May 14, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Evelyn Yangmi Kim

Represented By
Dale J Park

Defendant(s):

Evelyn Yangmi Kim

Pro Se

Plaintiff(s):

Jindi Fshion INC, a California

Represented By
Yong Bom Lee
Hyong C Kim

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... Evelyn Yangmi Kim

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:19-01041 FSP-SOUTH FLOWER ASSOCIATES, LLC v. Wiltsey

#206.00 Motion for Default Judgment Under LBR 7055-1

Docket 11

Courtroom Deputy:

5/13/19 - R. Gibson Pagter, Jr, (714)541-6072, has been approved for telephonic appearance on 5/14/19 @ 2pm

Tentative Ruling:

Grant motion. Enter judgment in favor of plaintiff, declaring that amounts due under state court judgment are nondischargeable under Bankruptcy Code sections 523(a)(2)(A) and 523(a)(6).

Party Information

Debtor(s):

Matthew Edward Wiltsey Pro Se

Defendant(s):

Matthew Edward Wiltsey Pro Se

Movant(s):

FSP-SOUTH FLOWER Represented By
R Gibson Pagter Jr.

Plaintiff(s):

FSP-SOUTH FLOWER Represented By
R Gibson Pagter Jr.

Trustee(s):

Sam S Leslie (TR) Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

Adv#: 2:19-01041 FSP-SOUTH FLOWER ASSOCIATES, LLC v. Wiltsey

#207.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by FSP-South Flower Associates, LLC against Matthew Edward Wiltsey

fr. 4-9-19

Docket 1

Courtroom Deputy:

5/13/19 - R. Gibson Pagter, Jr, (714)541-6072, has been approved for telephonic appearance on 5/14/19 @ 2pm

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Matthew Edward Wiltsey Pro Se

Defendant(s):

Matthew Edward Wiltsey Pro Se

Plaintiff(s):

FSP-SOUTH FLOWER Represented By
R Gibson Pagter Jr.

Trustee(s):

Sam S Leslie (TR) Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... Matthew Edward Wiltsey

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-20799 Kevin E. Peters

Chapter 7

Adv#: 2:18-01442 Martinez v. Peters et al

#208.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), 68 (Dischargeability - 523(6), willful and malicious injury. Complaint by Sharon Martinez against Kevin Edmond Peters, Cinthia Veronica Gambino Peters

fr. 2-26-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 to 120 days. Discuss with parties the timing for sending the matter to mediation.

Party Information

Debtor(s):

Kevin E. Peters

Represented By
M. Jonathan Hayes

Defendant(s):

Kevin Edmond Peters

Represented By
M. Jonathan Hayes

Cinthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Joint Debtor(s):

Cinthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Plaintiff(s):

Sharon Martinez

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... Kevin E. Peters

John-Patrick M Fritz

Chapter 7

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01307 NG DIP LIQUIDATING TRUST v. City of Los Angeles

#209.00 Status Conference re: 91 (Declaratory judgment)) Complaint by NG DIP LIQUIDATING TRUST against City of Los Angeles

fr. 11-27-18, 2-12-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 6/18/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/15/19 -- Court entered scheduling order with following dates:

Cont'd status conference -- May 14, 2019 at 2:00 pm

L/D to file joint status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

22519 -- Court approved order appointing mediators.

4/30/19 -- Court approved stipulation continuing hearing to June 18, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 14, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

City of Los Angeles

Represented By
Wendy A Loo

Plaintiff(s):

NG DIP LIQUIDATING TRUST

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01362 NG DIP Liquidating Trust v. Lee + Lani, LLC

Chapter 11

#210.00 Motion for Default Judgment against Defendant

fr. 4-2-19

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 2, 2019:

Motion provides copy of cleared check, but what was the transfer for? What admissible evidence has the trustee offered in support of the other elements necessary to state a claim under section 547(b)? Court expects plaintiff to actually prove up his case.

Final Ruling for April 2, 2019:

Continue hearing to May 14, 2019 at 2:00 p.m. Movant will file and serve supplemental declaration not later than April 23, 2019.

Tentative Ruling for May 14, 2019:

The email attached as Exhibit 1 to the Supplemental Declaration contains admissions sufficient to supply the missing information. Grant motion. Enter summary judgment in favor of plaintiff pursuant to bankruptcy code section 547(b) for \$68,898.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Lorie A Ball
David B Shemano

Chapter 11

Defendant(s):

Lee + Lani, LLC

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01362 NG DIP Liquidating Trust v. Lee + Lani, LLC

Chapter 11

#211.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Lee + Lani, LLC.

fr. 1-8-19, 2-12-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/4/18 -- Court signed order approving stipulation continuing response date to January 10, 2019 and continuing status conference to February 12, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for February 12, 2019:

Issue order striking response to complaint, as defendant is not an individual and may not appear except through counsel. (Person who filed response on defendant's behalf is not an attorney.) Continue status conference approximately 90 days.

2/15/19 -- Court entered order striking defendant's answer.

Tentative Ruling for May 14, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Chapter 11

Defendant(s):

Lee + Lani, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

Adv#: 2:18-01312 DDC Group, Inc. v. RDY Holdings LLC et al

#212.00 Defendant YesLender LLC's Motion For Order to Dismiss Plaintiff's First Amended Complaint for Declaratory Relief and to Determine the Nature, Extent and Validity of Judgment Liens

fr. 3-5-19

Docket 20

Courtroom Deputy:

5/10/19 -Kathleen Hateley, (213)334-4565, has been approved for telephonic appearance on 5/14/19 @ 2pm

Tentative Ruling:

Tentative Ruling for March 5, 2019:

This is not a subject matter jurisdiction problem. This is an issue of claim allowance and the bankruptcy court clearly has subject matter jurisdiction over that. Later caselaw under Rooker Feldman makes clear how limited the doctrine really is and that, in most instances, the issue is whether the prior judgment should or should not be given preclusive effect. As the court has observed, the prior judgment did not address things like the validity, extent of the security interest or the respective priorities of the parties claiming interest in the receivables. It did, however, give YesLender a money judgment against the debtor. Therefore, the first issue that the Court needs to address is whether the bankruptcy court is precluded from revisiting the amount due YesLender. Neither party has briefed this issue under the proper legal framework.

As the court previously explained, Ninth Circuit caselaw establishes a two-step analysis for the preclusion question. The first question being whether or not the state court would give preclusive effect to the judgment in question and the second whether there are equitable factors or other circumstances that would make the application of preclusion doctrines inappropriate. The party asserting issue preclusion has the burden of proving all of the elements necessary to establish its availability. Under California law, issue preclusion is available if (1) the issue sought to be precluded from relitigation is identical to that decided

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT...

DDC Group, Inc.

Chapter 11

in a former proceeding: (2) the issue was "actually litigated" in the former proceeding; (3) the issue was necessarily decided in the former proceeding; (4) the decision in the former proceeding is final and on the merits; and (5) the party against whom preclusion is sought was the same as or in privity with the party to the former proceeding. In re Plyam, 530 B.R. at 462. (Factors 1, 3 and 5 do not appear to be in dispute here.)

Even when the party asserting issue preclusion establishes the five threshold factors, application of issue preclusion is discretionary rather than automatic. In re Lopez, 367 BR. at 107-08. In exercising that discretion, the trial court ordinarily needs to consider the circumstances of the particular case and whether application of the doctrine in that case is fair and consistent with the policies underlying the doctrine. Baldwin v. Kilpatrick (In re Baldwin), 249 F.3d 912, 919–20 (9th Cir. 2001).

Although the standard requires that a matter have been "actually litigated" that does not necessarily mean that there needs to have been a trial on the merits. California case law treats default judgments as having been actually litigated for this purpose. The court does not know what California law is on the subject of confessions of judgment and whether those are treated the same as default judgments. Neither party has briefed this issue.

Debtor also claims that it is not too late for it to appeal or move to vacate the sister state judgment. If this is the case, the court can grant relief from the automatic stay to give the debtor an opportunity to do that in state court. This might simplify the issue preclusion analysis by letting the state court address the preclusion issues in the first instance. However, even if the debtor succeeds in setting aside the California judgment, the court may still be faced with the question of whether or not to give preclusive effect to the Pennsylvania judgment, depending on the basis relied upon by the California court in deciding whether to vacate its sister State judgment. (For example, if the California state court granted the debtor's motion to vacate the sister state judgment on the ground that the PA confession of judgment was obtained by extrinsic fraud because YesLender never mentioned that the sale agreement contains what it describes as an obvious error as to the material terms of the agreement (the dollar amounts), such a finding would provide a sufficient basis for this court to decide that it is not required to give the judgment preclusive effect.)

It would be premature for this Court to opine on whether the debtor or YesLender is correct as to the effect of section 108 on the debtor's deadline to vacate the sister state judgment.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Continue the hearing to give the parties yet another opportunity to address the issues that the court has outlined in this tentative ruling -- whether the sister state judgment is entitled to preclusive effect as to the issue of the amount due YesLender and whether section 108(a) or section 108(b) applies to the debtor's deadline to seek to set aside the sister state judgment.

Final Ruling for March 5, 2019:

Continue hearing to May 14, 2019 at 2:00 p.m. Debtor should file and serve a supplemental memorandum on two issues outlined in tentative ruling above not later than April 12, 2019. Defendant should file and serve a response to the debtor's memorandum not later than May 3, 2019. (Court noted that, once it had resolved the issue of how section 108 should apply to debtor's deadline for seeking to set aside the sister state judgment, if it is not too late for the debtor to file such a motion in state court, this court should grant relief from stay to permit the debtor to file such a motion.)

Tentative Ruling for May 14, 2019:

A confession of judgment is "actually litigated" for the purposes of res judicata/collateral estoppel much in the same way that a default judgment is actually litigated. The question is whether the forum state would give preclusive effect to the judgment, not whether there were really parties in court participating in an evidentiary hearing. See Klecha v. Bear, 712 Fed. Supp. 44 (M.D. Pa. 1989) ("According to Pennsylvania law, a judgment by confession operates as res judicata and bars examination 'of that judgment or any other claims arising out of the same transaction or nucleus of events'"); Zhang v. Southeastern Fin'l Group, 980 Fed. Supp. 787 (E.D. Pa. 1997) ("Under Pennsylvania law, a judgment by confession is a final judgment 'on the merits' which operates as res judicata to bar a collateral challenge to that judgment or any claim arising out of the same underlying transaction or nucleus of events").

Therefore, unless the debtor can set aside the Pennsylvania confession of judgment, the issue of the amount of YesLender's claim will be determined by that judgment. As to whether or not it is too late for the debtor to do that, neither party has provided any useful analysis. The deadline for moving or petitioning to *open* the confession of judgment under Pennsylvania law is 30 days after notice of execution. PNC Bank v. Kerr, 802 Atlantic Reporter 2d 634 (PA 2002). As YesLender came to California to obtain a sister state judgment and obtained that only 3 days before the bankruptcy petition was filed, the Court assumes that this 30 day period had not run as of the time the debtor filed this bankruptcy

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

case.

The steps that the debtor would need to take to set aside the confession of judgment under Pennsylvania law, or to set aside the sister state judgment under California law, do not require the commencement of a *new* action. They are tantamount to post-trial motions or appeals in the existing actions. Therefore, the applicable subpart of section 108 is 108(b), which applies to deadlines established by nonbankruptcy law for the debtor to take steps (such as filing an appeal) in a pending action.

Section 108(b) gives the debtor until the later of "(1) the end of such period, *including any suspension of such period occurring on or after the commencement of the case*; or (2) 60 days after the order for relief" to take such action. Because both the Pennsylvania action and the California action were actions *against the debtor*, they were stayed by the commencement of the bankruptcy case. Therefore, the debtor will have until the remainder of the time that the debtor would have had to take the action as of the petition date once the court grants relief from stay and 60 days after the order for relief to take the steps required under applicable nonbankruptcy law to set aside the Pennsylvania and/or the California judgment.

Grant relief from stay to permit the debtor to take the steps necessary under applicable nonbankruptcy law to attempt to set aside the Pennsylvania confession of judgment and the California sister state judgment. Order granting relief should make clear that, for the purpose of assessing the timeliness of any such actions on the debtor's part, the nonbankruptcy court should disregard any time that elapsed between the petition date and the effective date of the court's order granting relief from stay. (Order should also set an outside date for the debtor to take such steps, in that it is the intention of this court only to grant relief from stay to the extent necessary to permit the parties to litigate to a final judgment, including any and all appeals and post-trial motions, and not to grant relief from stay to permit enforcement, and it may be that, under Pennsylvania law, the only way to trigger a deadline for the debtor to file the petition to open the confession of judgment is for YesLender to serve a notice of execution, which would be beyond the scope of the relief from stay that this court is prepared to grant.)

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Defendant(s):

RDY Holdings LLC	Pro Se
Yes Lender LLC	Represented By Larry D Webb
GTR Source LLC	Pro Se
Yellowstone Capital West LLC	Pro Se
Richmond Capital Group, LLC	Pro Se

Movant(s):

Yes Lender LLC	Represented By Larry D Webb
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Plaintiff(s):

DDC Group, Inc.	Represented By M. Jonathan Hayes
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

Adv#: 2:18-01312 DDC Group, Inc. v. RDY Holdings LLC et al

#213.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property),(91 (Declaratory judgment)) Complaint by DDC Group, Inc. against RDY Holdings LLC, Yes Lender LLC, GTR Source LLC, Yellowstone Capital West LLC, Richmond Capital Group, LLC.

fr. 12-11-18, 3-5-19

Docket 1

Courtroom Deputy:

5/10/19 -Kathleen Hateley, (213)334-4565, has been approved for telephonic appearance on 5/14/19 @ 2pm

Tentative Ruling:

Revisit status of action after resolution of related matters on calendar.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Defendant(s):

RDY Holdings LLC

Pro Se

Yes Lender LLC

Represented By
Larry D Webb

GTR Source LLC

Pro Se

Yellowstone Capital West LLC

Pro Se

Richmond Capital Group, LLC

Pro Se

Plaintiff(s):

DDC Group, Inc.

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 14, 2019

Hearing Room 1539

2:00 PM

CONT...

DDC Group, Inc.

M. Jonathan Hayes

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

10:00 AM

2:18-20916 Lucie Idleman

Chapter 7

#1.00 Chapter 7 Trustee's Motion for Order Approving Sale and Compromise of Controversy Pursuant to Federal Rule of Bankruptcy Procedure 9019

Docket 95

Courtroom Deputy:

4/30/19 - Maria Matherly, (310)809-7340, has been approved for telephonic appearance on 5/15/19 @ 10am

Tentative Ruling:

It does not matter how much the property could be sold for if the trustee did not prevail in the quiet title action. Two handwriting experts have opined that Christodoro's signature on the grant deed to debtor is not genuine. It was the trustee's business judgment that he should abandon the quiet title action and the two other claims due to the cost of proceeding to trial and the low probability of prevailing. Now the trustee has been offered \$69,000 for the estate's rights with regard to these actions. It is the trustee's business judgment that entering into this transaction would be in the best interest of the estate. And this is the relevant issue here -- what would be in the best interest of the estate and its creditors. The oppositions here are from the debtor and her mother, the latter of whom recommends that the estate's interest in these actions be abandoned rather than sold. Clearly, the estate would be better off selling an asset than abandoning it. The trustee has demonstrated that the A&C factors have been satisfied. Overrule objections and grant motion.

Christodoro has interposed evidentiary objections to statements made in the debtor's opposition to the motion, but there is no evidence offered in support of the opposition. There is no declaration. Court will not entertain evidentiary objections to argument that is not supported by a declaration. None of the attachments to the opposition constitute evidence. None is authenticated by a declaration. No foundation is provided by a declaration.

Similarly, there is no reason to interpose evidentiary objections to the factual assertions made in Lupe Powell's opposition. These factual asserts are not

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

10:00 AM

CONT...

Lucie Idleman

Chapter 7

supported by the declaration of Daniel Powell, who represents that he is Lupe Powell's attorney of record in Los Angeles Superior Court Case no. YC071564. This declaration is sufficient to authenticate the transcript and discovery responses attached to the declaration. Anything else contained in the declaration is inadmissible under the best evidence rule. This Court does not need Mr. Powell's description of the testimony provided at that deposition.

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

10:00 AM

2:18-23404 Sheila Starns Hardison

Chapter 7

#2.00 Motion for Contempt Against T.D. Bank USA, N.A., for their Intentional Violation of:

The Bankruptcy Automatic Stay
The Fair Debt Collection Practices Act
The Rosenthal Fair Debt
Collection Practices Act

Docket 21

***** VACATED *** REASON: 4/17/19 - VOLUNTARY DISMISSAL OF
MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sheila Starns Hardison

Represented By
Rabin J Pournazarian
L. Tegan Rodkey

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

10:00 AM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#3.00 Application to Employ Law Offices of Lionel E. Giron as General Insolvency Counsel

Docket 11

Courtroom Deputy:

5/7/19 = Amelia Valenzuela, (310)640-3070, has been approved for telephonic appearance on 5/15/19 @ 10am

Tentative Ruling:

The application states that the source of the retainer was the debtor and the debtor's earnings, but the retainer agreement says something different (and incomprehensible). Require proposed counsel to file new declaration explaining source of retainer and providing other information requested in U.S. Trustee's opposition.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

10:00 AM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#4.00 Debtor's Motion for Order Determining Value of Collateral re: 2010 Cadillac SRX
fr. 5-1-19

Docket 164

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 1, 2019:

Continue hearing to give debtor an opportunity to file a supplemental declaration attesting to the features/options on the vehicle and the condition, mileage, etc. of the vehicle. Has the debtor been making payments on this vehicle post petition? Has the loan balance been reduced since May 5, 2018?

Final Ruling for May 1, 2019:

Continue hearing to May 15, 2019 at 10:00 a.m. Debtor should file and serve supplemental declaration addressing issues raised in tentative ruling not later than May 8, 2019.

Tentative Ruling for May 15, 2019:

Grant motion. Value vehicle at \$11,377.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

10:00 AM

CONT... Denise Latrice Wheeler

Chapter 11

Movant(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

11:00 AM

2:18-18033 Clemmie Janet Graves

Chapter 7

#100.00 Trustee's Motion For Approval Of:

(I) Purchase/Sale Agreement Of Estates Interest In Personal Property [Debtors Claims/Causes Of Action Relating To State Court Lawsuit] Pursuant To 11 U.S.C. § 363

(II) Overbidding Process

fr. 3-6-19, 3-13-19

Docket 15

Courtroom Deputy:

Tentative Ruling:

Tentative Ruling for March 13, 2019:

Court will not conduct a claim estimation proceeding before permitting the trustee to sell whatever rights the debtor may have against State Farm. Sale will be on an as-is, where is basis. Court is not going to perform the due diligence for a prospective purchaser. If, in fact, the claim isn't worth anything, it is clearly in the best interest of the estate to sell it to anyone willing to pay money for it.

State Farm is not a creditor asserting a claim against the debtors. As the prospective defendant in the action, it does not have standing to complain that an insufficient amount is being paid to the estate in exchange for this sale. (And State Farm is in a better position that anyone else to assess whether this claim has value or not. State Farm was involved in the transaction and should be well versed with the facts and circumstances that either do, or do not, give rise to a bad faith claim against it.)

Moreover, in light of the limited amount of claims that have been filed to date and the manner in which the proposed sale is structured, at present, it appears that the proposed sale will generate enough to satisfy claims and the

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

11:00 AM

CONT... Clemmie Janet Graves

Chapter 7

debtor's exemption in full. Creditors do not stand to benefit from the trustee's selling this asset at a higher price. And it should be noted that the estimation of a claim in bankruptcy and all of the authorities and statutes cited by State Farm in its opposition refer to the definition, allowance and estimation of claims AGAINST the estate, not claims held by the estate.

At hearing on motion to dismiss adversary proceeding that purchaser filed against debtor, debtor represented that State Farm has agreed to pay purchasers' \$7M claim in full. Is this an accurate representation? If so, what if any value is there to the agreement of purchasers to waive this (unfiled) claim? If not and there is value to the claim waiver, how could any other overbidder deliver comparable value? (Trustee reports that, as of the date of the declaration (January 31, 2019), four claims had been filed in the case totalling \$2,168.26. That does not appear to be correct. On January 23, 2019, Navient Solutions filed a proof of claim for \$7,142.38.)

Is it the trustee's intention that any prospective overbidder should be required to increase its bid if the debtor successfully asserts an exemption with regard to the proceeds of sale so that any overbid would be comparable?

Are there any parties interested in overbidding?

Hearing required.

Tentative Ruling for May 15, 2019:

The current bid from the Leyvas appears sufficient to pay all claims against the estate (other than the Leyvas' claim, which is to be waived as part of the sale) and satisfy any exemption asserted by the debtors. If this is the case, there is no reason to permit overbidding as the only beneficiary of any surplus would be the debtor, who does not oppose this motion (and it would be inappropriate for the debtor to receive any profit from the sale of the bad faith claim in any event). Grant motion. Approve sale to Leyvas without overbidding.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

11:00 AM

CONT... Clemmie Janet Graves

Chapter 7

Debtor(s):

Clemmie Janet Graves

Represented By
Onyinye N Anyama

Movant(s):

Rosendo Gonzalez (TR)

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

2:00 PM

2:17-11940 Juan Manuel Vazquez and Yecenia Vazquez

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 35

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Juan Manuel Vazquez

Represented By
Luis G Torres

Joint Debtor(s):

Yecenia Vazquez

Represented By
Luis G Torres

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

2:00 PM

2:18-10622 Roberto Velasquez Heredia

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 37

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Roberto Velasquez Heredia

Represented By
Kian Mottahedeh

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

2:00 PM

2:18-11701 WDH Contractor Services, LLC

Chapter 11

#202.00 Final Application for Compensation and Reimbursement of Expenses for Alla Tenina, Debtor's Attorney, Period: 2/16/2018 to 3/15/2019
[Fees requested: \$38335.00, Expenses: \$2036.49]

fr. 4-10-19

Docket 163

***** VACATED *** REASON: OFF CALENDAR. APPEARANCES
WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Applicant argues that it was not inappropriate to utilize the services of Mr. Merrit because there are plenty of roles essential to the administration of the estate that have nothing to do with the practice of law. If this is the case and the basis for which applicant seeks compensation for services rendered by Mr. Merrit, court agrees that it is more appropriate to allow compensation for these services at the firm's paralegal rate than at the rate it charges for attorneys. Accordingly, reduce fees requested by \$4,060 to adjust hourly rate accordingly.

Prior approval of fees was on an interim basis. US Trustee cannot/should not be estopped from contesting fees allowed in response to prior application as that allowance was an interim allowance only, which means, by definition, that objections can be raised for the first time in response to the final fee application. Court agrees with US Trustee that it is inappropriate for the applicant to lump time spent over a period of days into a single time entry or to include multiple tasks in a single time entry. Therefore, descriptions, even if they refer to a single task, that relate to a period of days must either be disallowed or supplemented, and tasks that relate to services performed on a single day that include multiple tasks in a single description must either be disallowed or supplemented.

US Trustee identifies time entries that fall into this category that total 28

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 15, 2019

Hearing Room 1539

2:00 PM

CONT... WDH Contractor Services, LLC

Chapter 11

hours, or \$10,975 in services. Either disallow this additional amount or, if applicant prefers, continue hearing to give applicant an opportunity to file a supplemental declaration in which these entries are divided into services rendered in each category each day.

5/10/19 -- Court approved stipulation between applicant and U.S. Trustee pursuant to which applicant will be allowed on a final basis fees of \$31,170 and costs of \$2,036.49. OFF CALENDAR. APPEARANCES WAIVED ON MAY 15, 2019.

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, May 16, 2019

Hearing Room 1539

10:00 AM

2:18-12429 Dana Hollister

Chapter 11

#1.00

**MEDIATION HEARING
DEBTOR, DANA HOLLISTER
2:18-BK-12429NB
fr. 6-19-18, 11-20-18, 1-17-19, 2-21-19, 4-25-19**

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Dana Hollister

Represented By
David A Tilem

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 21, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01359 NG DIP Liquidating Trust v. I-parcel, LLC

Chapter 11

#200.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against I-parcel, LLC.

fr. 1-8-19, 2-26-19, 4-2-19, 4-30-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 7/2/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/3/19 -- Court approved stipulation continuing response date to April 29, 2019, and continuing status conference to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 21, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Chapter 11

Defendant(s):

I-parcel, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 21, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01361 NG DIP Liquidating Trust v. Lavish Alice

Chapter 11

#201.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Lavish Alice.

fr. 1-8-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 7/2/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

3/29/19 -- Court approved stipulation pursuant to which motion for default judgment was withdrawn, defendant was given until May 13, 2019 to respond to complaint and status conference was continued to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019. NO APPEARANCE REQUIRED.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lavish Alice

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 21, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 21, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01367 NG DIP Liquidating Trust v. United Parcel Service, Inc.

#202.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against United Parcel Service, Inc..

fr. 1-8-19, 2-26-19, 4-2-19, 4-30-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 7/2/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/3/19 -- Court approved stipulation continuing response date to April 29, 2019, and continuing status conference to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 21, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

United Parcel Service, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 22, 2019

Hearing Room 1539

10:00 AM

2:18-14756 G.H. Cooper Properties

Chapter 7

#1.00

MEDIATION HEARING
GH Cooper Properties, Inc.
2:18-bk-14756BR

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

G.H. Cooper Properties

Represented By
Simon Aron

Trustee(s):

Heide Kurtz (TR)

Represented By
Timothy J Yoo
Kurt Ramlo
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, May 23, 2019

Hearing Room 1539

10:00 AM

2:16-23679 Associated Third Party Administrators and Allied Fund

Chapter 7

#1.00

MEDIATION HEARING
Associated Third Party Administrators(ATPA)
2:16-23679SK
2:17-AP-01369SK
2:17-AP-01456SK

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Associated Third Party

Represented By

Ron Bender

Lindsey L Smith

Jacqueline L James

Eve H Karasik

Todd M Arnold

Edward M Fox

Jeffrey S Kwong

Richard W Esterkin

Kurt Ramlo

Danning Gill Diamond & Kollitz LLP

Trustee(s):

Richard K Diamond (TR)

Represented By

Aaron E de Leest

Howard Kollitz

Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, May 23, 2019

Hearing Room 1539

10:00 AM

CONT...

Associated Third Party Administrators and Allied Fund

Chapter 7

Danning Gill Diamond & Kollitz LLP

Walter K Oetzell

Zev Shechtman

Jerrold L Bregman

Jason B Komorsky

Susan K Seflin

Brutzkus Gubner Rozansky Seror Weber LLP

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:18-21891 SCC Transport, Inc.

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Personal injury action

MOVANT: BRITT MATTHEW ANDERSEN

Docket 26

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant in part and deny in part. Annul the automatic stay, including waiver of 14-day stay, to the extent necessary to let movant proceed to a final judgment against defendant but permit enforcement only against insurance proceeds. Deny request that defendant/debtor's answer or discovery or discovery orders be stricken or that sanctions be imposed. Court will not determine whether objections to discovery have been waived. Issues of this kind can be resolved in state court.

Party Information

Debtor(s):

SCC Transport, Inc.

Represented By
W. Derek May

Movant(s):

Britt Matthew Andersen

Represented By
David S Hagen

Trustee(s):

Timothy Yoo (TR)

Represented By
Daniel H Reiss

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-12857 John Sobanski

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 BMW 6 Series 640i Convertible 2D

MOVANT: FINANCIAL SERVICES VEHICLE TRUST

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

John Sobanski

Represented By
Matthew D. Resnik

Movant(s):

Financial Services Vehicle Trust

Represented By
Cheryl A Skigin

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-14538 XU DONG

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 HONDA CIVIC, VIN: 2HGF C2F5 3JH5 14861

MOVANT: HONDA LEASE TRUST

Docket 8

Courtroom Deputy:

5/20/19 - Vincent V. Frounjian, (818)859-7511, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

XU DONG

Represented By
Alice Lin

Movant(s):

Honda Lease Trust

Represented By
Vincent V Frounjian

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-14228 Celena Nicole Cervantes

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2012 Infiniti G37 VIN JN1CV6AP8CM934355

MOVANT: TD AUTO FINANCE LLC

Docket 8

***** VACATED *** REASON: 5/17/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

5/14/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Celena Nicole Cervantes

Represented By
Eugene M Palacios

Movant(s):

TD Auto Finance LLC

Represented By
Jennifer H Wang

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-12406 Sheri Y. Dixon

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2011 Kia Optima VIN KNAGR4A6XB5158721

MOVANT: AMERICREDIT FINANCIAL SERVICES, INC. DBA GM FINANCIAL

Docket 11

Courtroom Deputy:

5/14/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sheri Y. Dixon

Represented By
Steven B Lever

Movant(s):

AmeriCredit Financial Services, Inc.

Represented By
Jennifer H Wang

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-13033 Liria M Melendez

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Chevrolet Suburban VIN 1GNSCKKC5FR729688

MOVANT: ACAR LEASING LTD DBA GM FINANCIAL LEASING

Docket 11

Courtroom Deputy:

5/14/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Liria M Melendez

Represented By
James D. Hornbuckle

Movant(s):

ACAR Leasing LTD d/b/a GM

Represented By
Jennifer H Wang

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-13201 Daniel Harney Simard

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 BMW 3 Series WBA3C1C57DF437902

MOVANT: NAVY FEDERAL CREDIT UNION

Docket 8

Courtroom Deputy:

5/23/19 - Bonni Mantovani, (818)657-5216, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) for cause pursuant to section 362(d)(1) only.

Party Information

Debtor(s):

Daniel Harney Simard

Represented By
David H Chung

Movant(s):

Navy Federal Credit Union

Represented By
Bonni S Mantovani

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-13361 Francisco Ernesto Molina

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 505 Dove Circle, Vista, CA 92083

MOVANT: BAYVIEW LOAN SERVICING, LLC.

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Francisco Ernesto Molina

Pro Se

Movant(s):

BAYVIEW LOAN SERVICING,

Represented By
Edward G Schloss

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-13337 Mathew Alexander Yuriditsky and Donna Yuriditsky

Chapter 7

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Scion IM VIN# JTNKARJE2GJ508166

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 10

Courtroom Deputy:

5/20/19 - Austin P. Nagel, (925)855-8080, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) and annulment.

Party Information

Debtor(s):

Mathew Alexander Yuriditsky

Represented By
Raj T Wadhvani

Joint Debtor(s):

Donna Yuriditsky

Represented By
Raj T Wadhvani

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:19-13131 Fabiana Marcela Rodriguez

Chapter 7

#10.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Ford Escape, VIN: 1FMCU0GDXHUB29762

MOVANT: CAB WEST, LLC.

Docket 9

Courtroom Deputy:

5/14/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Fabiana Marcela Rodriguez

Represented By
Giovanni Orantes

Movant(s):

Cab West, LLC

Represented By
Jennifer H Wang

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#11.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 723 10TH STREET, SANTA MONICA, CA 90402

MOVANT: DEUTSCHE BANK NATIONAL TRUST COMPANY

Docket 170

Courtroom Deputy:

5/22/19 - Joon Khang, (949)419-3834, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

This is a chapter 11 case. Therefore, even if there is no equity in the property, so long as the value of the property is not declining and the property is insured, adequately maintained, etc., the court will not grant relief "for cause" based on a lack of equity. The more relevant issue, therefore, is whether movant is entitled to relief under section 362(d)(2).

Debtor claims that this property is necessary to the plan that it has proposed because the debtor will be using the rents currently being generated by this property to partially fund the plan. That plan is currently set for a disclosure statement hearing at 2:00 p.m. on June 5, 2019. Court is not yet ready to conclude that the plan is unlikely to be confirmed within a reasonable period. (Court will make that determination in connection with its consideration of the debtor's disclosure statement, and any objections that the movant may interpose thereto.) Deny movant's motion without prejudice now or, if movant prefers and consents to an extension of the time limits set forth in section 362(e), continue hearing to date of hearing on debtor's disclosure statement.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

10:00 AM

CONT... Samuel Michael Saber

Chapter 11

Movant(s):

DEUTSCHE BANK NATIONAL

Represented By
Theron S Covey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

2:17-19216 Steven M Bren

Chapter 7

Adv#: 2:17-01522 Jeffrey J. Bitetti, individually and as Trustee of v. Bren

#200.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Jeffrey J. Bitetti against Steven M. Bren

fr. 1-9-18, 4-10-18, 6-26-18, 9-27-18, 10-9-18, 1-15-19, 4-16-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/25/18 -- Court approved stipulation continuing hearing to October 9, 2018 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 27, 2018.

Tentative Ruling for October 9, 2018:

Revisit status of action after conclusion of hearing on motion for summary judgment.

1/9/19 -- Court approved stipulation continuing discovery cutoff to April 30, 2019 and continuing status conference to April 16, 2019 at 2 pm. OFF CALENDAR FOR JANUARY 15, 2019.

Tentative Ruling for April 16, 2019:

Are the parties on track to complete their discovery by April 30, 2019? Where is the joint status report that should have been filed two weeks before the status conference?

Set deadline for filing any additional pretrial motions, and set date for pretrial conference. Discuss with the parties whether it would be appropriate to send this matter to mediation.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

CONT... Steven M Bren Chapter 7

4/15/19 -- Court approved stipulation continuing status conference to May 28, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for May 28, 2019:

Where is the joint status report that should have been filed two weeks before the status conference?

Party Information

Debtor(s):

Steven M Bren

Represented By
Robert S Altagen

Defendant(s):

Steven M. Bren

Represented By
Robert S Altagen

Plaintiff(s):

Jeffrey J. Bitetti, individually and as

Represented By
Roger F Friedman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Leonard M Shulman
Ryan D O'Dea
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

2:18-18263 Elan Kim

Chapter 7

Adv#: 2:18-01370 Kim v. Kim et al

#201.00 Status Conference re: 72 (Injunctive relief - other),(91 (Declaratory judgment))
Complaint by Elan Kim against Won Il Kim, Yohan Lee, Jake Y Jung

fr. 1-15-19, 4-16-19

Docket 1

***** VACATED *** REASON: 5/8/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

1/17/19 -- Court approved scheduling order setting following dates:

L/D to lodge order appointing mediators -- February 11, 2019

L/D to complete mediation -- February 16, 2019

L/D to file joint status report -- April 2, 2019

Cont'd status conference -- April 16, 2019 at 2:00 p.m.

2/12/19 -- Court approved order appointing mediators.

Tentative Ruling for April 16, 2019:

Parties report that they agreed on a settlement amount at mediation but that they are working on the settlement agreement. Is this just an exercise in memorializing what was agreed to at the mediation or are there open issues concerning the material terms of the agreement? How long do the parties anticipate that it will take them to complete this drafting process? Hearing required.

5/8/19 -- Court approved order stipulation dismissing action. OFF CALENDAR. NO APPEARANCE REQUIRED.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

CONT... Elan Kim

Chapter 7

Party Information

Debtor(s):

Elan Kim

Represented By
Dale J Park

Defendant(s):

Won Il Kim

Represented By
Jack G Cairl

Yohan Lee

Represented By
Stella A Havkin

Jake Y Jung

Represented By
Stella A Havkin

Plaintiff(s):

Elan Kim

Represented By
Dale J Park
Dale J Park

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

2:18-14217 Julio Villatoro

Chapter 7

Adv#: 2:19-01078 Dye v. Villatoro et al

#202.00 Status Conference re: 91 (Declaratory judgment),(31 (Approval of sale of property of estate and of a co-owner - 363(h))),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Carolyn Dye against Maria Villatoro, Julio Villatoro, Aldolfo Escobar

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Will parties be stipulating to vacate the default of defendant Escobar? Set discovery cutoff for late October, 2019. Continue status conference for approximately 90 to 120 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Julio Villatoro

Represented By
Julie J Villalobos

Defendant(s):

Maria Villatoro

Represented By
Marcella Lucente

Julio Villatoro

Represented By
Marcella Lucente

Aldolfo Escobar

Pro Se

Joint Debtor(s):

Maria Villatoro

Represented By
Julie J Villalobos

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

CONT... Julio Villatoro

Chapter 7

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01354 NG DIP Liquidating Trust v. C & R Insurance Services, Inc.

#203.00 Status Conference re: 12 (Section 547 - Preference) Recovery of money/property) Complaint by NG DIP Liquidating Trust against C & R Insurance Services, Inc.

fr. 1-8-19, 2-26-19

Docket 1

***** VACATED *** REASON: 4/17/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/11/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for February 26, 2019:

At request of parties (in status report), continue hearing to May 28, 2019 at 2:00 p.m. Parties should file joint status report not later than 14 days before date of continued status conference. APPEARANCES WAIVED ON FEBRUARY 26, 2019.

4/16/19 -- Court approved stipulation dismissing action. STATUS CONFERENCE OFF CALENDAR.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, May 28, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

C & R Insurance Services, Inc.

Represented By
Michael Jaeger

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-11130 Aaron Browder

Chapter 7

#1.00 ORDER to show cause re dismissal for failure to comply with rule 1006(B) - installments (BNC); Debtor's 3rd installment in the amount of \$105.00 was due on 4/3/19; Debtor's Final payment is due on 5/3/19 in the amount of \$105.00

Docket 14

***** VACATED *** REASON: VACATE OSC. NO APPEARANCE IS
REQUIRED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC. Debtor is now in compliance. All installments have been paid.
NO APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

Aaron Browder

Pro Se

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-18423 Claudia Chavez

Chapter 7

#2.00 Motion for fine and/or disgorgement of fees against bankruptcy petition preparer Lisa S. Haney; Request for Injunction under Section 110(j)(3)

Docket 25

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court entered an order on October 2, 2018, directing respondent Lisa Haney to pay debtor Claudia Chavez \$350 within 30 days after entry of the order and to file a declaration attesting to her compliance within 45 days after entry of order. Court has not received a compliance declaration and therefore must assume that Ms. Haney has not complied with its October 2 order.

Grant motion. Fine Ms. Haney \$500 pursuant to section 110(h)(5) for failing to comply with October 2 order and enjoining her from working as a bankruptcy petition preparer pursuant to section 110(j)(3).

Party Information

Debtor(s):

Claudia Chavez

Pro Se

Movant(s):

United States Trustee (LA)

Represented By
Ron Maroko

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:16-24013 Ninja Metrics, Inc. a Delaware corporation

Chapter 7

#3.00 US Trustee's Motion To Dismiss For Cause Under 11 U.S.C. § 707(a) and Local Bankruptcy Rule 9011-2, with A 180-Day Refiling Bar;

Docket 243

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion to dismiss, but deny request that dismissal be with a bar. Debtor has failed to obtain replacement counsel or appear at 341(a) meetings, but court is willing to permit debtor to refile if and when it is prepared to prosecute the case.

Party Information

Debtor(s):

Ninja Metrics, Inc. a Delaware

Represented By
Shawn M Christianson

Movant(s):

United States Trustee (LA)

Represented By
Ron Maroko
Kenneth G Lau

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:06-16096 Morry Waksberg MD

Chapter 7

#4.00 Trustee's Motion for Order Authorizing Compromise of Controversy Between Individual and Corporate Estates, on the one hand, and Morry Waksberg, M.D., and Ida Waksberg, on the other hand, Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure

Docket 1137

Courtroom Deputy:

5/28/19 - Hutchinson Meltzer, (213)269-6240, has been approved for telephonic appearance on 5/29/19 @ 10am

Tentative Ruling:

Grant motion. Approve compromise, subject to payment of amounts due Wolf Rifkin firm directly from the trustee.

Party Information

Debtor(s):

Morry Waksberg MD

Represented By

Steven Karlton Kop - DISBARRED -
Daniel J McCarthy
William A Kent

Trustee(s):

Alfred H Siegel (TR)

Represented By

Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Victor A Sahn
Michael V Mancini
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:06-16096 Morry Waksberg MD

Chapter 7

#5.00 Status Conference of Chapter 7 Case

Docket 1131

Courtroom Deputy:

5/28/19 - Hutchinson Meltzer, (213)269-6240, has been approved for telephonic appearance on 5/29/19 @ 10am

Tentative Ruling:

Once compromise has been consummated, how long does trustee believe it will be before he will be in a position to close the case?

Party Information

Debtor(s):

Morry Waksberg MD

Represented By
Steven Karlton Kop - DISBARRED -
Daniel J McCarthy
William A Kent

Trustee(s):

Alfred H Siegel (TR)

Represented By
Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Victor A Sahn
Michael V Mancini
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:06-16101 Morry Waksberg MD Inc

Chapter 7

#6.00 Trustee's Motion for Order Authorizing Compromise of Controversy Between Individual and Corporate Estates, on the one hand, and Morry Waksberg, M.D., and Ida Waksberg, on the other hand, Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure

Docket 832

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve compromise, subject to payment of amounts due Wolf Rifkin firm directly from the trustee.

Party Information

Debtor(s):

Morry Waksberg MD Inc

Represented By
Daniel J McCarthy

Trustee(s):

Alfred H Siegel (TR)

Represented By
Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:06-16101 Morry Waksberg MD Inc

Chapter 7

#7.00 Status Conference of Chapter 7 Case

Docket 826

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Once compromise has been consummated, how long does trustee believe it will be before he will be in a position to close the case?

Party Information

Debtor(s):

Morry Waksberg MD Inc

Represented By
Daniel J McCarthy

Trustee(s):

Alfred H Siegel (TR)

Represented By
Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#8.00 Plan Trustee's Motion for Order Authorizing the Plan Trustee to File Documents Under Seal Pursuant to 11 U.S.C. Section 107 and Local Bankruptcy Rule 5003-2(c)

Docket 1272

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

According to the motion and the plan, the Plan Trustee has the authority to settle the claims at issue without notice, motion or court approval. Why should these documents be filed with the court at all? Filing them under seal accomplishes nothing as parties in interest won't be able to view the material terms or assess whether the settlement is in anyone's best interest.

Hearing required.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

CONT... East Coast Foods, Inc.

Timothy W Evanston

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#9.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

How has the debtor been doing with regard to meeting its projections? Are quotes converting to orders at the rate the debtor had anticipated? Has debtor succeeded in operating in accordance with its cash collateral budget or have there been significant variances? If so, in what areas?

Hearing required.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#10.00 Debtor's Motion for Order Approving Post-Petition Debtor in Possession Financing pursuant to 11 USC Section 364(c)

Docket 39

Courtroom Deputy:

5/13/19 - Amelia Valenzuela, (310)640-3070, has been approved for telephonic appearance on 5/29/19 @ 10am

Tentative Ruling:

There are many problems with this motion. First of all, is there still any financing commitment and, if so, to what entity. Exhibit B to the motion expired by its own terms on March 26, 2019 and describes a proposed loan to Ninesquare Holdings, not the debtor. In order to effectuate this loan, the debtor would need to transfer the property back to Ninesquare Holdings.

The debtor's principal, Brian Lam, promises to make a gift of the remaining balance necessary to fund the loan, but how much will that be? According to the payoff demand, additional interest accrues at the rate of \$581.25 per day after May 6, 2019. And does Lam actually have the money to provide this gift? The only evidence of that is a snapshot taken of the balance in an account as of April 26, 2019. This isn't a bank statement and the court has no way to know whether the required funds have been spent or otherwise transferred out of the account after this "snapshot" was taken.

The debtor seeks a finding that the proposed lender is acting in good faith. Based on what? There is no information in the motion as to who this lender is or how the debtor located the lender. Are there any connections between the lender and the debtor or any of its affiliates that we should know about? There is no declaration from anyone, let alone the proposed lender, on this subject.

The court will not authorize a "priming loan" on these facts. If the debtor wants to put the new lender in first position with regard to the collateral, it will need to payoff all senior liens. Any lien authorized would be a lien that is

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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

CONT... Buzzard Guard, LLC Chapter 11

junior to all existing encumbrances. Debtor can transform that into a senior lien by paying any other liens ahead of it.

But why does this loan need to be approved by the bankruptcy court at all? If the debtor really is ready, willing and able to enter into this financing agreement, would it make more sense to simply dismiss the bankruptcy case (again with a bar to refile) and permit the debtor to attempt the financing outside of bankruptcy? The lender already has relief from stay and is voluntarily forbearing from conducting its foreclosure sale to give the debtor an opportunity to consummate this financing. How would this change if the case were dismissed?

Hearing required.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#11.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

5/13/19 - Amelia Valenzuela, (310)640-3070, has been approved for telephonic appearance on 5/29/19 @ 10am

Tentative Ruling:

Revisit status of case after conclusion of hearing on financing motion.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-14008 Richard Michael Cruz

Chapter 11

#12.00 U.S. Trustee's Motion Under 11 U.S.C. § 1112(b)(1) To Convert, Dismiss Or Appoint A Chapter 11 Trustee With An Order Directing Payment Of Quarterly Fees And For Judgment Thereon

Docket 20

***** VACATED *** REASON: 5/24/19 - ORDER APPROVING
STIPULATION ENTERED. OFF CALENDAR**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/24/19 -- Court approved stipulation resolving motion. OFF CALENDAR.

Party Information

Debtor(s):

Richard Michael Cruz

Pro Se

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-14008 Richard Michael Cruz

Chapter 11

#13.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Continue case status conference approximately 90 days.

Party Information

Debtor(s):

Richard Michael Cruz

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-14146 Rebecca Primicias Prudencio

Chapter 11

#14.00 U.S. Trustee's Motion Under 11 U.S.C. § 1112(b)(1) To Convert, Dismiss Or Appoint A Chapter 11 Trustee With An Order Directing Payment Of Quarterly Fees And For Judgment Thereon

Docket 31

Courtroom Deputy:

5/28/19 - William Krall, (949)496-8101, has been approved for telephonic appearance on 5/29/19 @ 10am

Tentative Ruling:

Filing an opposition to a motion to dismiss or convert is not the appropriate vehicle for requesting an extension of time to file or submit required documents. Has counsel ever handled a chapter 11 case in this court before?

This is the debtor's second chapter 11 case since March 22 of this year. If the debtor planned to immediately refile after dismissal of her first case (based on the debtor's failure to take the prepetition credit counseling course), why wasn't counsel ready to go with the required documents in the second bankruptcy case? It seems that the debtor lacks either the will or the expertise necessary to properly prosecute this chapter 11 case.

Grant motion. Convert case to chapter 7.

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
William E Krall

**United States Bankruptcy Court
Central District of California
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:19-14146 Rebecca Primicias Prudencio

Chapter 11

#15.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

5/28/19 - William Krall, (949)496-8101, has been approved for telephonic appearance on 5/29/19 @ 10am

Tentative Ruling:

Debtor has failed to file the initial status report required by this Court's April 12, 2019 Order Setting Scheduling and Case Management Conference.

Revisit status after conclusion of hearing on related matter on calendar.

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
William E Krall

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#16.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 43)

Docket 284

***** VACATED *** REASON: CONT'D. TO 6/5/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#17.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 44)

Docket 294

***** VACATED *** REASON: CONT'D. TO 6/5/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#18.00 Debtor's Objection to Claim of MarLu Portland II (Claim Number 45)

Docket 298

***** VACATED *** REASON: CONT'D. TO 6/5/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#19.00 Debtor's Objection to Claim of MarLu Sea-Tac II (Claim Number 46)

Docket 285

***** VACATED *** REASON: CONT'D. TO 6/5/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#20.00 Debtor's Objection to Claim of Smart Management & Co., Inc. (Claim Number 47)

Docket 286

***** VACATED *** REASON: CONT'D. TO 6/5/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#21.00 First Amended Disclosure Statement Describing First Amended Chapter 11 Plan of Reorganization

fr. 4-30-19

Docket 271

***** VACATED *** REASON: 5/10/19 -SECOND AMENDED
DISCLOSURE STATEMENT FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule objection of Spice Affair. Disclosure statement need not include specific information about the merits of each claim objection. Neither feasibility of the plan nor the best interest of creditors test will turn on the outcome of any of these claim objections. The same amount will be paid on account of unsecured claims, regardless of the amount of these claims. The debtor's claim objections are no more or less likely to have merit in chapter 7 or in chapter 11. Although the outcome of these claim objections will determine the estimated percentage of recovery for unsecured creditors, the court can proceed to confirmation with the information provided on these issues.

There is no requirement for a corporate chapter 11 debtor that it devote 100 percent of its disposable income to the payment of claims for a period of five years. Nor is there any requirement in chapter 11 that the debtor use its "best efforts" to pay the highest return possible to unsecured creditors. There is, however, a best interest of creditors' test, which compares the plan recovery to what creditors would receive in chapter 7 and there is a requirement that the debtor be acting in good faith. However, there is also a feasibility requirement that cuts in the other direction. Were the debtor to commit to the payment of every penny of projected disposable income to the payment of claims, it would be difficult for the debtor to establish feasibility. If the creditor believes that there is more money available that could be paid to creditors, creditor may object to confirmation on the ground that the plan was not filed in

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10:00 AM

CONT... DDC Group, Inc.
good faith.

Chapter 11

The court has a number of other questions and comments with regard to the form of the plan and disclosure statement that will be discussed on the record at the time of hearing on the motion.

OFF CALENDAR. DEBTOR HAS NOW FILED SECOND AMENDED DISCLOSURE STATEMENT.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#21.10 Second Amended Disclosure Statement Describing Second Amended Chapter 11 Plan of Reorganization

Docket 310

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

What is the debtor's response to Spice Affair's remaining objection? Plan still states that it will be amended once the adversary proceeding is resolved with regard to the secured claims. Plan should simply state how treatment will be affected by the outcome so that the plan already works regardless of outcome and does not need to be amended.

Hearing required.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#22.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 8-8-18, 9-11-18, 10-9-18, 10-4-18, 2-13-19, 2-27-19, 4-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor refers in its status report to a settlement with Travel Traders Hotel that was approved on September 19, 2018. This must be inaccurate. What is the status of this settlement?

Set deadline for service of notice of bar date and bar date.

8/22/18 -- Court approved scheduling order setting following dates:

L/D to serve notice of bar date -- August 29, 2018

Bar date -- October 19, 2018

Cont'd status conf -- September 11, 2018 at 11

Tentative Ruling for September 11, 2018:

Continue case status conference to October 4, 2018 at 10:00 a.m. to be heard concurrently with UST's motion to dismiss or convert. Waive requirement that debtor file updated status report.

Tentative Ruling for October 4, 2018:

Court took motion to dismiss off calendar due to stipulation between the parties, but where is this case going? What has to happen before the debtor will be in a position to file a plan? Hearing required.

10/9/18 -- Court signed scheduling order setting deadline of December 31,

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10:00 AM

CONT... DDC Group, Inc.
2018 for filing plan and disclosure statement.

Chapter 11

Tentative Ruling for May 29, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

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Wednesday, May 29, 2019

Hearing Room 1539

10:00 AM

2:18-25007 Gloria Mondragon Martinez

Chapter 7

#23.00 Debtor's Motion to vacate dismissal pursuant to LBR 1017-2(c)

Docket 20

***** VACATED *** REASON: CONT'D. TO 6/12/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor reports that she is unable to attend this hearing due to mother's having been admitted to hospital. Continue hearing to June 12, 2019 at 10:00 a.m. to give debtor another opportunity to attend hearing.

Party Information

Debtor(s):

Gloria Mondragon Martinez

Represented By
Irma C Coler

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, May 29, 2019

Hearing Room 1539

11:00 AM

2:16-18301 TCC General Contracting, Inc.

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-17-16, 11-1-16, 2-15-17, 5-10-17, 5-17-17, 6-14-17, 8-30-17, 9-6-17, 2-28-18, 5-30-18, 11-28-18

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/4/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for filing objections to claims. Set deadline for filing plan and disclosure statement.

6/17/16 -- Court granted application for bar date. Deadline to serve notice of bar date -- August 20, 2016. Bar date -- October 31, 2016.

Tentative Ruling for November 1, 2016:

Set deadline for filing plan and disclosure statement in approximately 90 days. Continue case status conference to date scheduled for hearing on disclosure statement.

11/4/16 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- December 28, 2016
Hearing on disclosure statement -- February 15, 2017 @ 2:00 p.m.
Cont'd status conference -- February 15, 2017 @ 2:00 p.m.

8/14/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 30, 2017. Tentative Ruling for February 15, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

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11:00 AM

CONT... TCC General Contracting, Inc.

Chapter 11

Tentative Ruling for September 6, 2017:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for February 28, 2018:

It appears that the debtor's revenues have been decreasing each month. What is going on and how long will the debtor be able to sustain operations and continue to make plan payments if this continues? Hearing required.

Final Ruling from February 28, 2018:

Continue status conference to May 30, 2018 at 11:00 a.m. Debtor should file updated status report not later than May 21, 2018. Debtor's principal should appear in person at continued status conference.

Tentative Ruling for May 30, 2018:

Debtor's situation appears to have improved since February. Continue case status conference to November 28, 2018 at 11:00 a.m. Debtor should file updated status report not later than November 16, 2018. APPEARANCES WAIVED ON MAY 30, 2018.

Tentative Ruling for November 28, 2018:

Papers filed and served less than 14 days before a hearing need to be transmitted to the judge by a more expedited means than US Mail so that the Court is not required to print its own copy of the papers. Debtor's situation appears to have improved since last status conference. Continue case status conference to May 29, 2019 at 11:00 a.m. Debtor should file updated status report not later than May 15, 2019. APPEARANCES WAIVED ON NOVEMBER 28, 2018.

Tentative Ruling for May 29, 2019:

Continue post-confirmation status conference to December 4, 2019 at 11:00

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

11:00 AM

CONT... TCC General Contracting, Inc.

Chapter 11

a.m. Reorganized Debtor should file updated status report not later than
November 20, 2019. APPEARANCES WAIVED ON MAY 29, 2019.

Party Information

Debtor(s):

TCC General Contracting, Inc.

Represented By

Steven R Fox

Amelia Puertas-Samara

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

11:00 AM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#101.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 637 East 29th Street, Los Angeles, CA 90011

MOVANT: CENTER STREET LENDING FUND IV SPE, LLC.

fr. 11-27-18, 12-12-18, 2-6-19, 2-27-19, 4-17-19

Docket 106

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is a chapter 11 case and there is no evidence that the property is declining in value. Court is not yet in a position to include that there is no reasonable prospect of reorganization within a reasonable period. Debtor has filed a plan and disclosure statement that is set for hearing on December 12, 2018. Deny motion or, if movant prefers and consents to continuance, continue hearing to coincide with date of hearing on disclosure statement so that, if court concludes that plan cannot be confirmed within a reasonable period at some point during the confirmation process, it can grant relief from stay.

Tentative Ruling for May 29, 2019:

Revisit motion after conclusion of hearings on related matters on calendar.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, May 29, 2019

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11:00 AM

CONT... Denise Latrice Wheeler

Chapter 11

Movant(s):

Center Street Lending Fund IV SPE,

Represented By
Kristin A Zilberstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, May 29, 2019

Hearing Room 1539

11:00 AM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#102.00 Debtor's Objection to Claim #14 by Claimant Center Street Lending Fund IV SPE, LLC. in the amount of \$ 476,781.27

Docket 176

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The deadline that the debtor failed to meet was a deadline established by this court for the purpose of moving this matter along. It is not a deadline established by statute or rule and it is within the court's discretion to extend this deadline or relieve the debtor from the consequences of having failed to meet the deadline. In the absence of a showing of prejudice, the Court is inclined to overlook the fact that the debtor filed this objection on April 29, rather than April 26, and claimant has been given the 30 days notice of hearing required by the bankruptcy rules.

With regard to the merits, this Court rejects the argument that there is any meaningful distinction between default interest that falls due when an installment isn't paid on time and default interest that falls due when the principal balance isn't paid on time. The California Supreme Court has never endorsed this position. As the Supreme Court stated in Garrett v. Coast & Southern Fed. Sav. & Loan Ass'n, 9 Cal. 3d 731 (1973), "when it is manifest that a contract expressed to be performed in the alternative is in fact a contract contemplating but a single, definite performance with an additional charge contingent on the breach of that performance, the provision cannot escape examination in light of pertinent rules relative to the liquidation of damages."

Section 1671(b) is applicable, but it is the debtor's burden to establish that the amount of the default interest charged is unreasonable and does not represent the result of a reasonable endeavor by the parties to estimate a fair average compensation for any loss that the lender may sustain from the debtor's failure to pay in a timely manner.

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11:00 AM

CONT... Denise Latrice Wheeler

Chapter 11

Deem the matter to be an adversary proceeding for procedural purposes and discuss with parties how much time they will require, if any, for discovery before they will be ready for an evidentiary hearing.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

Movant(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

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11:00 AM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#103.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18, 2-6-19, 2-27-19, 4-17-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Has debtor filed motion for authority to use cash collateral? If not, why not? Has debtor been paying expenses in the interim? Debtor has proposed August 15 as the deadline for filing a plan. What has to happen before debtor will be in a position to file a plan? Hearing required.

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.

L/D to serve notice of bar date -- March 21, 2018

Bar date -- May 31, 2018

L/D to file joint status report -- June 5, 2018

L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor should file updated status report by July 30, 2018 and plan and disclosure

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Wednesday, May 29, 2019

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11:00 AM

CONT... Denise Latrice Wheeler

Chapter 11

statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Tentative Ruling for April 17, 2019:

If court approves disclosure statement, set plan confirmation schedule.

Tentative Ruling for May 29, 2019:

At hearing held April 19, 2019, Court conditionally approved disclosure statement and directed debtor to file final version of plan and disclosure statement and lodge order approving disclosure statement by April 30, 2019.

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Wednesday, May 29, 2019

Hearing Room 1539

11:00 AM

CONT... Denise Latrice Wheeler

Chapter 11

Docket does not reflect the filing of an amended plan or disclosure statement.
Why not?

Hearing required.,

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, May 29, 2019

Hearing Room 1539

2:00 PM

2:18-11701 WDH Contractor Services, LLC

Chapter 11

#200.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 4-11-18, 8-15-18, 10-3-18, 10-24-18, 1-16-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/4/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue post-confirmation status conference to December 4, 2019 at 11:00 a.m. Reorganized Debtor should file updated status report not later than November 20, 2019. APPEARANCES WAIVED ON MAY 29, 2019.

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

2:00 PM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#201.00 Debtors' Confirmation Hearing on Plan Of Reorganization Dated April 3, 2019

Docket 259

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Sale closed on April 18, 2019. At closing, debtors paid all secured claims, the stipulated unsecured claim of Keros and the administrative claim of compass, the debtor's real estate broker, in full at closing. Debtor's counsel is currently holding sufficient funds to pay all remaining payments due under the plan.

As the plan provides for payment in full of all classes of claims with interest, all classes are unimpaired, there was no solicitation and all classes are deemed to have accepted the plan.

Confirm the plan. Discuss with counsel the form of the order confirming plan.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

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Wednesday, May 29, 2019

Hearing Room 1539

2:00 PM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#202.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-30-17, 9-6-17, 11-29-17, 12-12-17, 3-14-18, 3-21-18, 6-13-18, 6-27-18,
8-29-18, 11-28-18, 2-12-19, 3-5-19, 3-20-19, 4-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/23/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 10:00 a.m. OFF CALENDAR FOR AUGUST 30, 2017.

Tentative Ruling for September 6, 2017:

Why are these debtors in bankruptcy? They can well afford to pay claims against them. It appears that this case was filed to obtain the benefit of a more favorable forum for the resolution of their disputes with the Keros concerning the enforceability of a prepetition sale agreement. Why can't that dispute simply be resolved in state court? Hearing required.

9/14/17 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- September 15, 2017

Bar date -- November 17, 2017

L/D to file updated status report -- November 22, 2017

Cont'd status conference -- November 29, 2017 at 11:00 a.m.

Tentative Ruling for December 12, 2017:

Revisit status of case after conclusion of related matters on calendar.

Final Ruling for December 12, 2017:

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Wednesday, May 29, 2019

Hearing Room 1539

2:00 PM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd Chapter 11

Continue hearing to March 14, 2018 at 11:00 a.m. Debtor should file updated status report by March 2, but could will waive that requirement if the debtor schedules a hearing on a sale motion concurrently with the continued case status conference.

Tentative Ruling for March 14, 2018:

Continue hearing to March 21, 2018 at 10:00 a.m. to be heard concurrently with motion for approval of compromise with LA Conservancy.
APPEARANCES WAIVED ON MARCH 14, 2018.

Tentative Ruling for March 21, 2018:

Do debtors have any realistic prospect of being able to pay Keros the settlement payment by March 31, 2018? If so, how? Hearing required.

Tentative Ruling for June 13, 2018:

Continue case status conference to June 27, 2018 at 10:00 a.m. so that it may be heard concurrently with new motion for approval of sale. OFF CALENDAR FOR JUNE 13, 2018.

Tentative Ruling for June 27, 2018:

Well, it happened again. Another sale motion has been withdrawn. What went wrong this time? Hearing required.

Tentative Ruling for August 29, 2018:

When does debtor anticipate that it will be filing motion for approval of compromise with RND? What progress, if any, has Pacific Union made with regard to finding a buyer for the property? Is the idea that the property will be sold subject to the agreement with the conservancy, meaning that the buyer will have to locate a spot to which the house can be moved and pay for the cost of moving it? How is that not a substantial disincentive to any buyer to buy the property?

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Hearing Room 1539

2:00 PM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Hearing required.

Tentative Ruling for November 28, 2018:

Have the parties succeeded in negotiating an extension of the Keros settlement agreement? Have the new brokers managed to locate anyone interested in purchasing either property? Has there been any interest in either property in recent weeks? Hearing required.

Tentative Ruling for February 12, 2019:

Revisit status of case after conclusion of hearing on disclosure statement. (Debtors do not need to keep answering all questions in the original order setting the status conference in subsequent status reports. They only need to apprise the court of the current status of the case and significant developments since the last status conference.)

Tentative Ruling for March 5, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 3, 2019:

Is court correct in assuming that, if sale closes, debtors will be dismissing this case rather than confirming a plan? Hearing required.

Tentative Ruling for May 29, 2019:

If court confirms plan, take status conference off calendar and schedule post-confirmation status conference in approximately 120 days to make sure that all required payments have been made in a timely manner.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold

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2:00 PM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd
Beth Ann R Young

Chapter 11

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

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Wednesday, May 29, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#203.00 MUFG Union Bank's Motion to Convert Case From Chapter 11 to 7, or in the alternative Dismiss the Case

fr. 3-14-18, 5-16-18, 5-30-18, 8-1-18, 10-24-18, 12-12-18, 1-16-19, 2-27-19, 4-10-19

Docket 103

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 14, 2018:

Court is not prepared to convert or dismiss the case at this time. Continue hearing on motion for approximately 90 days to see if debtor files a plan of reorganization that has any realistic prospect of being confirmed.

Final Ruling for March 14, 2018:

Continue hearing to May 16, 2018 at 2:00 p.m. Briefing closed.

Tentative Ruling for August 1, 2018:

Revisit status of motion after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

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Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Tentative Ruling for January 16, 2019:

Revisit status of motion after conclusion of related matters on calendar.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for May 29, 2019:

Revisit status of motion after conclusion of related matters on calendar.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

MUFG UNION BANK, N.A.

Represented By
Richard Sontag

**United States Bankruptcy Court
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Wednesday, May 29, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#204.00 Debtor's Motion for Entry of Order:

- 1) Approving Disclosure Statement
- 2). Approving Solicitation voting, balloting and notice procedures
- 3). Setting Confirmation Hearing and certain deadlines in connection with the Debtor's Plan of Reorganization

fr. 5-30-18, 8-1-18, 10-24-18, 12-12-18, 1-16-19, 2-27-19, 4-10-19

Docket 127

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

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2:00 PM

CONT... Erin Nicole Feldmar-DeVitre
Tentative Ruling for May 29, 2019:

Chapter 11

See tentative ruling for matter no. 206.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#205.00 Debtor's Amended Disclosure Statement describing Debtor's Amended Chapter 11 Plan of Reorganization

fr. 8-1-18, 10-24-18, 12-12-18, 1-16-19, 2-27-19, 4-10-19

Docket 160

***** VACATED *** REASON: 4/30/19 - SECOND AMENDED
DISCLOSURE STATEMENT FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has a number of proposed revisions to the form of the plan and disclosure statement that will be discussed on the record at the time of hearing on the disclosure statement.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

The court is not satisfied with the rate at which this chapter 11 case is proceeding. The debtor is willing to make monthly payments if and only if the lender agrees to a payment plan that does not require the consent of debtor's estranged spouse. As it appears that this case will continue to drag on for an extended period before the court will know what support payments the debtor can rely on, it would be appropriate for there to be a cost or compensation to the lender for the extent of this delay. Require debtor to make monthly payments as a condition to continuation of the automatic stay.

Final Ruling for December 12, 2018:

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2:00 PM

CONT...

Erin Nicole Feldmar-DeVitre

Chapter 11

Continue all hearings to January 16, 2019 at 2:00 p.m. Debtor will pay \$3,500 to lender, delivered to counsel, by 3:00 p.m. on Friday, December 14, 2019. If debtor does not pay this amount, counsel for lender may file a declaration and court will grant motion to convert. Debtor should file updated status report by January 14, 2019 containing evidence and argument as to appropriate amount of adequate protection payment to pay each month. (Regular payment under loan is approximately \$6,900; plan contemplates monthly payment of \$8,000.)

Tentative Ruling for January 16, 2019:

Debtor reports that, in family law mediation on November 9, 2019, debtor and husband agreed to temporary support at the rate of \$8,000. Debtor anticipates generating an additional \$2,500 per month by renting out the property located at 530 South Bentley, commencing in July. Debtor also receives approximately \$4,133 per month (paid quarterly) from a partial real estate interest that she inherited post-petition from her father. Debtor reports having made the first \$3,500 payment and has a bankruptcy mediation scheduled for January 18, 2019.

Require debtor to make a second adequate protection payment, this one for \$4,500 and continue hearings another 30 days to give the parties an opportunity to participate in bankruptcy mediation.

Final Ruling for January 16, 2019:

Continue hearing to February 27, 2019 at 2:00 p.m. Debtor must pay \$4,500 to lender by 4 pm on Friday, January 18, 2019 and \$4,500 to lender by February 15, 2019 as adequate protection. If there is a further stipulation to continue, court will condition continuance on continuing payments.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for April 10, 2019:

Debtor's declaration states that she has made the court ordered adequate

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CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

protection payments of \$3,500/month to Union Bank starting on December 13, 2018, but this is not what the court ordered.

The court ordered a \$3,500 payment by December 14, 2018 and payments of \$4,500 per month by January 18, 2019 and February 15, 2019. Did the debtor make payments in these increased amounts?

What, if any, additional progress has been made toward a compromise with Union Bank? Discuss with debtor whether plan can be confirmed without the consent of Mark DeVitre. Increase required monthly adequate protection payments to \$5,000 per month.

OFF CALENDAR. SECOND AMENDED DISCLOSURE STATEMENT HAS BEEN FILED.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
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2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#206.00 Debtor's Second Amended Disclosure Statement describing Debtor's Second Amended Chapter 11 Plan of Reorganization

Docket 228

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At hearing held April 10, 2019 on prior version of debtor's disclosure statement, court directed debtor to make adequate protection payments to lender at the rate of \$5,000 per month on the 15th of each month. Debtor now has temporary spousal support order requiring payments of \$8,000 per month. (Lender contends that this consists of \$4,164 for spousal support and \$3,836 for child support and that the spousal support will continue until 2020 and the child support will end in 2025.) Debtor also receives income from a property in which she inherited an interest (\$14,000 per quarter? \$12,500 per quarter?).

Debtor's future income cannot be considered part of the new value contribution. New value needs to be money or money's worth in existence now. The disclosure statement is misleading on this issue. She can contribute money from other sources to shore up feasibility, but only the cash on hand and cash that she will be borrowing to put into the plan at or before the effective date can be considered a new value contribution. How much will the amount of her new value contribution be? The court cannot evaluate whether it is necessary or sufficient without knowing how much she intends to contribute and the source of such contributions.

What is the debtor's response to the lender's objections? Is there some agreement that permits the debtor to retain 100 percent of the rental income generated by the property even though the debtor and her estranged spouse co-own the property? How did the debtor arrive at the valuation used in the plan? Where does the reduced liquidation value come from? How/why does she claim a homestead exemption in property that was not her residence as

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CONT...

Erin Nicole Feldmar-DeVitre

Chapter 11

of the petition date that she claims is not her principal residence (so that she can modify the mortgage payments)? How would she have an exemption for \$450,000? Does she plan to amend her schedules to claim an exemption in the house?

If the debtor borrows from her 401(k), do her projections take into account any taxes or penalties or repayment obligations resulting from this withdrawal? Do the debtor's projections take into account any taxes that the debtor will have to pay? If not, does the debtor have a tax opinion upon which she relies in concluding that she won't have to pay any taxes?

The modification section of the plan needs to be modified to include the prospect that third parties can seek to modify the plan. Is there a discussion in the disclosure statement about 1129(a)(15)? The debtor should make a representation as to whether or not she is satisfying the requirements of this section.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

**United States Bankruptcy Court
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2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#207.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 6-28-17, 10-4-17, 1-24-18, 2-28-18, 3-14-18, 5-16-18, 5-30-18, 10-24-18,
12-12-18, 1-16-19, 2-27-19, 4-10-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for service of bar date and bar date.

Order authorizing counsel's employment was signed/entered June 14, 2017. Debtor is an attorney who consults, yet the vast majority of the income reflected on the budget is "monthly support." Is this from her ex-husband? Approximately how many hours per week does debtor spend doing legal-related work?

Where is the debtor currently living? Is the Bentley property habitable? What happened to the property that gave rise to the \$70,000 in insurance proceeds? What transpired in the state court that led to the entry of a judgment against the debtor "on procedural grounds"?

Why are there two separate lines that both include the cost of summer school and camp for debtor's child/children? Where do debtor's children go to school? Debtor's financial troubles include, according to the status report, medical bills. Budget does not include a line-item for medical insurance. Why not? Are these medical bills likely to be recurring or were they the result of a condition that has now been cured or eliminated?

The entries for home insurance and car insurance on the budget are blank. Who pays for these expenses? Does the debtor have a car? There do not appear to be any vehicle-related expenses on the budget. Why no?

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2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Hearing required.

6/29/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017

Bar date -- August 31, 2017.

7/6/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017

Bar date -- August 31, 2017.

Cont'd case status conference -- October 4, 2017 at 11:00 a.m.

L/D to file updated status report -- September 22, 2017.

Tentative Ruling for October 4, 2017:

How much work remains to be done on the property? Does the debtor have an estimate as to when the property will be in a condition to be rented?

Hearing required.

Tentative Ruling for February 28, 2018:

Continue hearing to March 14, 2018 at 10:00 a.m. to be heard concurrently with motion to convert set for same date and time. APPEARANCES WAIVED ON FEBRUARY 28, 2018.

Tentative Ruling for March 14, 2018:

Revisit status of case after conclusion of hearing on related motions.

3/19/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 16, 2018 at 2:00 p.m.

Filing of updated status report waived

L/D for debtor to file plan and disclosure statement -- March 30, 2018\

Hearing on disclosure statement -- May 16, 2018 at 2:00 p.m.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, May 29, 2019

Hearing Room 1539

2:00 PM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Tentative Ruling for August 1, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for May 29, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Personal Property re: furniture, artwork, appliances, etc..

MOVANT: ERNEST FINANCIAL, LLC.

Docket 95

Courtroom Deputy:

6/3/19 - Elsa Horowitz, (310)478-4100 x 6608, has been approved for telephonic appearance on 6/4/19 @ 10am

Tentative Ruling:

Grant motion, with waiver of Rule 4001(a)(3) and annulment.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

Ernest Financial, LLC

Represented By
Elsa M Horowitz

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

2:18-21891 SCC Transport, Inc.

Chapter 7

#2.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM(AMENDED) RE: Britt Matthew Andersen v. Juan Garcia, SCC Transport, Inc. et al; Docket No. BC616524; Los Angeles Superior Court . Inc., Panalpina Group and Panalpina World Transport, Ltd.

MOVANT: PANALPINA, INC., PANALPINA GROUP AND PANALPINA WORLD TRANSPORT, LTD.

Docket 31

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant, including annulment (which will mean that any post-petition actions taken, including the conduct of discovery, will not have been a violation of the automatic stay), but without waiver of Rule 4001(a)(3). Authorize movant to proceed to a final judgment, but permit enforcement only as against insurance proceeds.

Party Information

Debtor(s):

SCC Transport, Inc.

Represented By
W. Derek May

Movant(s):

Panalpina, Inc., Panalpina Group and

Represented By
Ashley Beagle

Trustee(s):

Timothy Yoo (TR)

Represented By
Daniel H Reiss

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

2:19-11618 Michael T. Garcia

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Land Rover Range Rover: SALGR2V2HA376894

MOVANT: USB LEASING LT

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Michael T. Garcia

Represented By
Craig G Margulies

Movant(s):

USB Leasing LT

Represented By
Dane W Exnowski

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

2:19-13769 Orlando Jose Castillo

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 BMW 3 Series 320i Sedan 4D VIN# WBA8EG55GNT33946

MOVANT: BMW BANK OF NORTH AMERICA

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Orlando Jose Castillo

Represented By
Miguel A Munoz

Movant(s):

BMW Bank of North America

Represented By
Cheryl A Skigin

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

2:19-14906 Keith Pratt

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 121 E. 6th Street #103, Los Angeles, CA 90014

MOVANT: SANTA FE LOFTS PACIFIC OWNER, LLC.

Docket 8

***** VACATED *** REASON: DENIED AS MOOT. CASE DISMISSED.
NO APPEARANCE REQUIRED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion as moot. Case has been dismissed and motion does not seek extraordinary relief or annulment. NO APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

Keith Pratt

Pro Se

Movant(s):

Santa Fe Lofts Pacific Owner, LLC

Represented By
Agop G Arakelian

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#6.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Cross-Complaint filed by the Debtor in State Court Action entitled East West Bank v. Altadena Lincoln Crossing LLC, Case No. BC644796

MOVANT: ALTADENA LINCOLN CROSSING, LLC.

Docket 883

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is not fond of granting relief from stay to permit only part of an action to proceed, yet the claims that EWB seeks to bring are claims for (judicial) foreclosure, specific performance of assignment of rents, appointment of receiver, etc., and court has not yet decided that it would be appropriate to permit EWB to continue foreclosure proceedings. If debtor would like to bring lender liability claims against EWB in state court, can't it simply file a new action seeking such relief? The automatic stay would not bar the commencement of such an action. Is there a statute of limitations problem at this point with the debtor's bringing a new action against EWB?

Hearing required.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

Movant(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

10:00 AM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#7.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Creditors Adjustment Bureau, Inc. v. Marco General Construction, Inc. Docket # 18GDCV00079, Superior Court of Ca, County of Los Angeles, Glendale Courthouse

MOVANT: MARCO GENERAL CONSTRUCTION, INC.

Docket 13

Courtroom Deputy:

6/3/19 - Michael Berger, (310)271-6223x450, has been approved for telephonic appearance on 6/4/19 @ 10am

Tentative Ruling:

Grant motion. Grant relief from stay to permit parties to litigate to a final judgment, including any post-trial motions and appeals. Enforcement should remain stayed.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

Movant(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:17-21775 Levon Isadzhanyan

Chapter 7

Adv#: 2:18-01430 Leslie (TR) v. Alaberdyan

#200.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Sam S. Leslie against Nina Alaberdyan

fr. 2-12-19, 2-26-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/18/2019 -- Court approved stipulation extending deadline to respond to complaint to January 23, 2019.

1/28/19 -- Court approved stipulation continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 12, 2019.

Tentative Ruling for February 26, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/27/19 -- Court signed scheduling order with following dates:

Cont'd status conference -- June 4, 2019 at 2:00 p.m.

L/D to file joint status report -- May 21, 2019

L/D to complete mediation -- June 4, 2019

L/D to lodge order appointing mediators -- Marchy 18, 2019

3/20/19 -- Court approved order appointing mediators.

5/3/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 4, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT... Levon Isadzhanyan

Chapter 7

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Defendant(s):

Nina Alaberdyan

Represented By
Stella A Havkin

Plaintiff(s):

Sam S Leslie (TR)

Represented By
Brandon J Iskander

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Brandon J Iskander

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

Adv#: 2:18-01263 Manjikian v. Triskell Restorations Inc a California corporation

#201.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property) ,(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Viken Manjikian against Triskell Restorations Inc a California corporation , Rick Lubeski an individusl , Andrew Fairbanks an individual , American Contractors Indemnity Company a California corporation

fr. 10-16-18, 12-4-18, 2-5-19

Docket 1

***** VACATED *** REASON: 6/3/19 - ADV. DISMISSED**

Courtroom Deputy:

5/28/19 - Jerry Hemme, (858)587-3555, has been approved for telephonic appearance on 6/4/19 @ 2pm

Tentative Ruling:

9/21/18 -- Court signed order approving extension of time for defendant to respond to complaint to October 31, 2018.

Tentative Ruling for October 16, 2018:

In light of above-referenced stipulation, defendant has not yet filed a response. Continue status conference to December 4, 2018 at 2:00 p.m. Parties should file a joint status report not later than November 20, 2018. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/5/18 -- Court approved stipulation extending defefendants' time to respond to complaint to December 18, 2018.

11/29/18 -- Court approved stipulation continuing status conference to February 5, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 4, 2018.

Tentative Ruling for February 5, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT... Viken Manjikian

Chapter 11

Where is the joint status conference that should have been filed 14 days before the status conference? Hearing required.

2/13/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- June 4, 2019 at 2:00 p.m.
L/D to file joint status report -- May 21, 2019
L/D to complete mediation -- June 4, 2019
L/D to lodge order appointing mediator -- February 22, 2019

2/26/19 -- Court approved order appointing mediators.

Tentative Ruling for June 4, 2019:

Where is the joint status report that should have been filed two weeks before the status conference? Did the parties complete a day of mediation as previously ordered by the court? If not, why not? Hearing required.

6/3/19 -- Court signed stipulation dismissing action. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

Defendant(s):

Triskell Restorations Inc a California

Represented By
Jerry D Hemme

Rick Lubeski

Represented By
Jerry D Hemme

Andrew Fairbanks

Represented By
Jerry D Hemme

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT...

Viken Manjikian

Chapter 11

American Contractors Indemnity

Represented By
Natasha K Buchanan

Plaintiff(s):

Viken Manjikian

Represented By
Matthew D Taylor

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:17-19964 Shepherd University

Chapter 7

Adv#: 2:19-01017 Bradley D. Sharp, Chapter 7 Trustee v. Global Merchant Cash, Inc.

#202.00 Motion for Default Judgment

Docket 12

Courtroom Deputy:

6/3/19 - Elissa Miller, (213)617-5296, has been approved for telephonic appearance on 6/4/19 @ 2pm

Tentative Ruling:

Grant motion. Enter judgment for trustee for the avoidance of a preferential transfer in the amount of \$84,332.

Party Information

Debtor(s):

Shepherd University

Represented By
Jaenam J Coe

Defendant(s):

Global Merchant Cash, Inc.

Pro Se

Movant(s):

Bradley D. Sharp (TR)

Represented By
Elissa Miller

Plaintiff(s):

Bradley D. Sharp, Chapter 7 Trustee

Represented By
Elissa Miller

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-22419 Julio Alberto Barahona

Chapter 7

Adv#: 2:19-01001 Travelers Express Company Inc. v. Barahona et al

#203.00 Notice of Request for Dismissal of Claims for Relief Under 11 U.S.C. Section 727

Docket 18

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant request for dismissal, but discuss with parties documentation of remainder of the parties' agreement. Stipulation has been filed, but no order or judgment thereon has ever been lodged.

Party Information

Debtor(s):

Julio Alberto Barahona

Represented By
Francis Guilardi

Defendant(s):

Julio Alberto Barahona

Pro Se

Jessica Rios

Pro Se

Joint Debtor(s):

Jessica Rios

Represented By
Francis Guilardi

Plaintiff(s):

Travelers Express Company Inc.

Represented By
Robert L Rentto

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20916 Lucie Idleman

Chapter 7

Adv#: 2:18-01451 Christodoro v. Idleman

#204.00 Motion for Default Judgment

Docket 22

Courtroom Deputy:

5/15/19 - Bobby Samini, (949)333-7212, has been approved for telephonic appearance on 6/4/19 @ 2pm

Tentative Ruling:

How much did the plaintiff incur in attorneys' fees in the various actions and what theory of recovery is plaintiff relying on as a basis for recovering his attorneys' fees?

Hearing required.

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Defendant(s):

Lucie Idleman

Pro Se

Movant(s):

Jonathan Christodoro

Represented By
Bobby Samini

Plaintiff(s):

Jonathan Christodoro

Represented By
Bobby Samini

Trustee(s):

Jason M Rund (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT...

Lucie Idleman

Kathleen J McCarthy
Thomas H Casey

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20916 Lucie Idleman

Chapter 7

Adv#: 2:18-01451 Christodoro v. Idleman

#205.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Jonathan Christodoro against Lucie Idleman

fr. 2-26-19

Docket 1

Courtroom Deputy:

1/11/19 - Another summons issued.

Tentative Ruling:

1/3/19 -- Court approved order appointing mediators.

Tentative Ruling for February 26, 2019:

Plaintiff's unilateral status report (which should have been accompanied by a declaration) states that plaintiff does not consent to entry of a final order by the bankruptcy court. This is a core action under bankruptcy code sections 523 and 727. There is no "Stern v. Marshall" issue here. The bankruptcy court can enter a final order without plaintiff's consent.

Defendant has failed to respond to complaint in a timely manner. Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Tentative Ruling for June 4, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Lucie Idleman

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT...

Lucie Idleman

Suzette Douglas

Chapter 7

Defendant(s):

Lucie Idleman

Pro Se

Plaintiff(s):

Jonathan Christodoro

Represented By
Bobby Samini

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20916 Lucie Idleman

Chapter 7

Adv#: 2:18-01335 Attesa Properties CA, LLC v. Idleman et al

#206.00 Status Conference re: Notice of Removal of Action to Bankruptcy Court Pursuant to F.R.B.P. 9027 by Attesa Properties CA, LLC.

fr. 12-11-18, 2-26-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Discuss with parties factual basis of action and whether this is an appropriate matter to be sent to an early mediation.

12/18/18 -- Court approved stipulation with the following dates:

L/D to lodge order appointing mediators -- December 28, 2018

Cont'd status conference -- February 26, 2019 at 2:00 p.m.

L/D to complete mediation -- February 26, 2019

L/D to file joint status report -- February 12, 2019

Tentative Ruling for February 26, 2019:

Continue status conference for approximately 90 days. Extend deadline for the completion of mediation to date of continued status conference.

Tentative Ruling for June 4, 2019:

What will become of this action in light of court's approval of trustee's compromise? Hearing required.

6/3/19 -- Court approved stipulation continuing status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 4, 2019.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT... Lucie Idleman

Chapter 7

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Defendant(s):

Lucie Idleman

Pro Se

Plaintiff(s):

Atessa Properties CA, LLC

Represented By
Bobby Samini

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01443 Metcalf v. Gardian

#207.00 Motion for Default Judgment

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Did movant actually serve the document that contains the evidence in support of his motion on the defendant? There is no proof of service attached to the document.

Provided service is adequate, deny request for motion under section 523(a)(2) and (a)(4), but grant motion under section 523(a)(6).

Hearing required.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A. Gardian

Pro Se

Movant(s):

Marvin Metcalf

Represented By
Seth M Goldberg

Plaintiff(s):

Marvin Metcalf

Represented By
Seth M Goldberg

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT... Sam Albert Gardian

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01443 Metcalf v. Gardian

#208.00 Status Conference re: 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))Complaint by Marvin Metcalf against Sam A. Gardian

fr. 2-26-19

Docket 1

Courtroom Deputy:

2/5/19 - Request for Clerk to Enter Default Entered against Sam Gardian

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A. Gardian

Pro Se

Plaintiff(s):

Marvin Metcalf

Represented By
Seth M Goldberg

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT... Sam Albert Gardian

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian
Adv#: 2:18-01444 Potts v. Gardian

Chapter 7

#209.00 Motion for Default Judgment

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Did movant actually serve the document that contains the evidence in support of his motion on the defendant? There is no proof of service attached to the document.

Provided service is adequate, deny request for motion under section 523(a)(2) and (a)(4), but grant motion under section 523(a)(6).

Hearing required.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A Gardian

Pro Se

Movant(s):

Ryan Potts

Represented By
Seth M Goldberg

Plaintiff(s):

Ryan Potts

Represented By
Seth M Goldberg

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT... Sam Albert Gardian

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01444 Potts v. Gardian

#210.00 Status Conference re: 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)) Complaint by Ryan Potts against Sam A Gardian

fr. 2-26-19

Docket 1

Courtroom Deputy:

2/5/19 - Request for Clerk to Enter Default Entered against Sam Gardian

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A Gardian

Pro Se

Plaintiff(s):

Ryan Potts

Represented By
Seth M Goldberg

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian
Adv#: 2:18-01445 Redd v. Gardian

Chapter 7

#211.00 Motion for Default Judgment

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Did movant actually serve the document that contains the evidence in support of his motion on the defendant? There is no proof of service attached to the document.

Provided service is adequate, deny request for motion under section 523(a)(2) and (a)(4), but grant motion under section 523(a)(6).

Hearing required.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A Gardian

Pro Se

Movant(s):

Regana Redd

Represented By
Seth M Goldberg

Plaintiff(s):

Regana Redd

Represented By
Seth M Goldberg

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

CONT... Sam Albert Gardian

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 4, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:18-01445 Redd v. Gardian

#212.00 Status Conference re: 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))Complaint by Regana Redd against Sam A Gardian

fr. 2-26-19

Docket 1

Courtroom Deputy:

2/5/19 - Request for Clerk to Enter Default Entered against Sam Gardian

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam A Gardian

Pro Se

Plaintiff(s):

Regana Redd

Represented By
Seth M Goldberg

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:17-17477 JUNG SHUP SIM

Chapter 7

#1.00 Motion For Allowance Of Administrative Claim Of Boston Private Bank & Trust Company In The Amount Of \$9,910.65 Pursuant To 11 U.S.C. § 503(B)

Docket 95

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

5/28/19 - Gerrick Warrington, (323)852-1000, has been approved for telephonic appearance on 6/5/19 @ 10am

Tentative Ruling:

Grant motion. Allow administrative claim in the amount of \$9,910.65. APPEARANCES WAIVED. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

JUNG SHUP SIM

Represented By
Jaenam J Coe

Movant(s):

Boston Private Bank & Trust

Represented By
Gerrick Warrington
Michael J Gomez

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Eric P Israel
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#2.00 Trustee's Motion for Order:

(1) Approving the Sale of Real Property of the Estate Free and Clear of Certain Liens Pursuant to Bankruptcy Code §§ 363(b)(1) and (f), Subject to Overbids, Combined With Notice of Bidding Procedures and Request for Approval of the Bidding Procedures Utilized

(2) Approving Payment of Real Estate Commission

(3) Approving Turnover of Real Property of the Estate

(4) Granting Related Relief

Docket 125

Courtroom Deputy:

6/3/19 - Julian Bach, (714)848-5085, has been approved for telephonic appearance on 6/5/19 @ 10am

Tentative Ruling:

What does the trustee mean that he reserves the right to request a carveout from the broker's commissions "if necessary"?

Approve overbid procedures. Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Movant(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

CONT... Hedieh Lee

Chapter 7

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-21313 Obediah Maria Aceves

Chapter 7

#3.00 Trustee's Motion Objecting to Debtor's Claim of Homestead Exemption

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor did not respond to objection. Debtor did not reside in the property as of the petition date and the facts and circumstances do not suggest that she intends to make the subject property her domicile. Sustain objection to debtor's homestead exemption in Stockton property.

Party Information

Debtor(s):

Obediah Maria Aceves

Represented By
Joy M Johnson

Movant(s):

Sam S Leslie (TR)

Represented By
Elissa Miller

Trustee(s):

Sam S Leslie (TR)

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:19-15259 Western Pacific International, Inc

Chapter 7

#4.00 Order To Show Cause Re: Dismissal As Debtor Is A Non-Individual Not Represented By Counsel Pursuant To LBR 9011-2(a)

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor is a nonindividual not represented by counsel. Dismiss case pursuant to LBR 9011-2(a).

Party Information

Debtor(s):

Western Pacific International, Inc	Pro Se
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Trustee(s):

Rosendo Gonzalez (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:19-12592 Hyon Lee

Chapter 7

#5.00 Debtor's Motion for Order Re: Willful Violation of the Automatic Stay and Wrongful Foreclosure by Summit Trustee Services, LLC., U.S. Bank Trust N.A., as Trustee for LSF10 Master Participation Trust, Caliber Home Loans, Inc., U.S. Bancorp; Request for Avoidance of Foreclosure Sale, Compensatory and Punitive Damages, Sanctions and Attorney Fees

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny debtor's request to continue hearing.

The Court entered an order granting in rem relief with regard to the property in question pursuant to Bankruptcy Code section 362(d)(4) on November 27, 2017. That order was recorded with the Los Angeles County Recorder's office on December 11, 2017. Therefore, it is binding and effective in any bankruptcy case commenced with regard to the property for a period of 2 years after entry of the order. As a result, no automatic stay went into effect with regard to the property when the current debtor filed bankruptcy on March 11, 2019 and the March 14, 2019 foreclosure sale did not violate the automatic stay.

Deny motion. (Take hearing on amended motion filed May 24, 2019 off calendar.)

Party Information

Debtor(s):

Hyon Lee

Pro Se

Movant(s):

Hyon Lee

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

CONT... Hyon Lee

Chapter 7

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#6.00 Debtor's Objection to Claim of Spice Affair, LLC (Claim Number 35)

Docket 314

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

There are a number of problems on both sides here. The debtor did not give at least 30 days notice of the hearing. The proof of claim contains no copy of any contract nor any intelligible supporting information or documentation. It cannot be determined from the proof of claim why the claimant is seeking payment of the specified amount. Therefore, it is not entitled to any kind of presumption. The declaration filed in support of the motion sufficiently authenticates the attachments but the attachments were not included. The only exhibit is a copy of the proof of claim. Nothing contained in the declaration explains the basis of the objection and the declaration does not lay a sufficient foundation for the declarant's reliance on any business records of the debtor.

In short, there is nothing here upon which the court could make a ruling of any kind. Continue the hearing. Set a deadline for the debtor to file an amended objection and a deadline for the creditor to file an amended response, if it considers that necessary. Court will give the parties an opportunity to conduct discovery and deem the matter to be an adversary proceeding for procedural purposes.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

CONT... DDC Group, Inc.

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#7.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 43)

fr. 5-29-19

Docket 284

***** VACATED *** REASON: CONT'D. TO 6/19/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#8.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 44)

fr. 5-29-19

Docket 294

***** VACATED *** REASON: CONT'D. TO 6/19/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#9.00 Debtor's Objection to Claim of MarLu Portland II (Claim Number 45)

fr. 5-29-19

Docket 298

***** VACATED *** REASON: CONT'D. TO 6/19/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#10.00 Debtor's Objection to Claim of MarLu Sea-Tac II (Claim Number 46)
fr. 5-29-19

Docket 285

***** VACATED *** REASON: CONT'D. TO 6/19/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#11.00 Debtor's Objection to Claim of Smart Management & Co., Inc. (Claim Number 47)

fr. 5-29-19

Docket 286

***** VACATED *** REASON: CONT'D. TO 6/19/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#12.00 Debtor's Motion For Order Approving Post-Petition Financing

Docket 117

Courtroom Deputy:

6/4/19 - Lewis Landau, (888)822-4340, has been approved for telephonic appearance on 6/5/19 @ 10am

Tentative Ruling:

Court is confused. What is the debtor's game plan here? Can the debtor's husband afford to make payments of \$62,021.25 per month? (This will be in addition to whatever the debtor and her family need to spend to pay rent on another place to live.) What do the parties envision with regard to the automatic stay? Is it the parties' intention that the automatic stay would continue to prevent the new lender from foreclosing in the event that the debtor defaults on the payments on the new loan or is the new lender requiring that the order approving the financing include relief from the automatic stay? The new financing is due and payable in 12 months. How confident is the debtor that she will be able to find a purchaser for the property at a favorable price within this time frame?

Hearing required.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat
James R Felton

Movant(s):

Lisa Frances Platt

Represented By
Douglas M Neistat
James R Felton

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#13.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18, 2-27-19, 5-1-19

Docket 1

Courtroom Deputy:

6/4/19 - Lewis Landau, (888)822-4340, has been approved for telephonic appearance on 6/5/19 @ 10am

Tentative Ruling:

Set bar date and deadline for debtor to serve notice of bar date. Continue status conference for approximately 90 days.

12/10/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 7, 2018

Bar date -- January 31, 2019

Cont'd status conference -- February 27, 2019 at 11

L/D to file updated status report -- February 8, 2019

Hearing on motion to employ real estate broker -- December 19, 2018 at 10

Tentative Ruling for February 27, 2019:

According to the debtor's status report, after entry of an order granting relief from stay to Beverly Loan Company, "the more valuable pieces [of jewelry] have been redeemed." How was this accomplished? What was the source of the funds used to redeem the jewelry and how much did this cost? How was this transaction structured?

Has debtor signed declaration in support of case status report? Now that court has signed order employing real estate broker, when does the debtor believe that she will be in a position to file a motion for approval of the sale?

Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

10:00 AM

CONT... Lisa Frances Platt

Chapter 11

4/10/19 -- Court entered order denying motion for relief from stay and directing US Trustee to appoint a chapter 11 trustee if debtor did not file either a motion to sell her real property or a motion for approval of refinancing by April 30, 2019. (If she does file such a motion, any party in interest that believes the motion is frivolous or otherwise lacking in merit may file and serve papers not later than May 6, 2019 explaining why it believes that the debtor should not be treated as having met the April 30, 2019 deadline and an ex parte application for appointment of a chapter 11 trustee, which the Court may resolve on the papers without further notice or opportunity for hearing.

Tentative Ruling for May 1, 2019:

Did debtor file either of the required motions by April 30, 2019? Hearing required.

Tentative Ruling for June 5, 2019:

Revisit status of case after conclusion of hearing on financing motion.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

11:00 AM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#100.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 2-27-19

Docket 1

Courtroom Deputy:

5/28/19 - Gerrick Warrington, (323)852-1000, has been approved for telephonic appearance on 6/5/19 @ 11am

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Continue status conference approximately 3 months.

3/4/19 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- March 6, 2019

Bar date -- May 10, 2019

Cont'd status conference -- June 5, 2019 at 11:00 a.m.

L/D to file updated status report -- May 24, 2019.

Tentative Ruling for June 5, 2019:

How are the prospects for finding a long term tenant for the property? Has anyone expressed interest in possibly renting the property?

Set deadline of approximately four months for the debtor to file a plan of reorganization. If debtor still has not found a long term tenant by then, it may be time for the debtor to re-evaluate its reorganization strategy.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By
Matthew D. Resnik

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

11:00 AM

CONT... Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

Joint Debtor(s):

Elizabeth Rogosin

Represented By
Matthew D. Resnik

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11392 Phoenix Warehouse of California, LLC

Chapter 7

#200.00 Class Representatives Amended Motion for Order Certifying the Class for purposes of the class claim pursuant to F.R.C. P. 23 AND F.R.B.P. 7023 AND 9014(c) or, in the Alternative Motion for Relief from Stay

fr. 4-30-19

Docket 73

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 30, 2019:

Court agrees that, at present, it seems rather pointless to file a proof of claim at all, as the trustee has filed a no asset notice, but there is no statutory prohibition against filing a proof of claim in a case without assets. And there is no reason to doubt the appropriateness of class certification in this case, as the class that movant seeks to represent has already been certified in state court. And the filing of a proof of claim, even a class proof of claim, should not result in any significant delay in the closing of the case. Therefore, grant movant's request to permit the filing of a class proof of claim.

In addition, grant movant's request for relief from stay to proceed in state court. This is a "corporate" chapter 7 case. Debtor is not eligible for a discharge. Therefore, there will be no discharge injunction and, once the case has been closed, nothing would preclude such an action anyway. Although it might be pointless to name the debtor in a state court litigation if in fact it has no assets, it might be an important predicate to some other action that movant would like to take in state court as against a third party.

Final Ruling for April 30, 2019:

Claimants believe that there may be assets out there and/or fraudulent transfer claims. Continue hearing to June 5, 2019 at 2:00 p.m. Parties are

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

CONT... Phoenix Warehouse of California, LLC Chapter 7

instructed to ask trustee and/or trustee's counsel to appear at the continued hearing.

Tentative Ruling for June 5, 2019:

What is the trustee's position with regard to this motion? Have there been any communications between claimants and the trustee? Does the trustee believe that the estate has any valuable claims or causes of action? Hearing required.

Party Information

Debtor(s):

Phoenix Warehouse of California,

Represented By
Walter K Oetzell
Uzzi O Raanan ESQ
John N Tedford

Movant(s):

Yadira Espinoza

Represented By
Mark A Ozzello
Roman Shkodnik

Trustee(s):

Peter J Mastan (TR)

Represented By
Peter J Mastan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:13-34228 El Paseo Jewelry Inc.

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 336

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

El Paseo Jewelry Inc.

Represented By
Shai S Oved

Trustee(s):

Carolyn A Dye (TR)

Represented By
Miri Kim Wakuta
Christian T Kim
James A Dumas Jr

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:16-20352 Hamid Rahimi

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 32

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Hamid Rahimi

Represented By
Hamid Soleimanian

Trustee(s):

Sam S Leslie (TR)

Represented By
Leonard M Shulman
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-13877 Dorothy Jean Phillips

Chapter 7

#203.00 Trustee's Final Report and Applications for Compensation

Docket 23

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Dorothy Jean Phillips

Represented By
Heather J Canning

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#204.00 Motion For Order Authorizing Trustee To Make Interim Distribution To Creditors

Docket 323

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Authorize interim distributions, subject to the conditions outlined by the trustee. Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J. Cisz III
Philip W Allogramento
Ian Landsberg

Movant(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#205.00 First Interim Application for Compensation and Reimbursement of Expenses for Brad D Krasnoff, Trustee Chapter 7, Period: 6/3/2015 to 4/30/2019
[Fees requested: \$137,268.44, Expenses: \$0.00]

Docket 318

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$137,268.44. Authorize payment of \$120,000 of this amount. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

AL Relays, LLC

Represented By

Louis J. Cisz III

Philip W Allogramento

Ian Landsberg

Trustee(s):

Brad D Krasnoff (TR)

Represented By

Eric P Israel

Danning Gill Diamond & Kollitz LLP

Zev Shechtman

George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#206.00 Third Interim Application For Compensation And Reimbursement Of Expenses Of Danning, Gill, Diamond & Kollitz, LLP, As General Counsel To Chapter 7 Trustee, Period: 11/1/2018 to 4/30/2019
[Fees requested: \$149,843.50, Expenses: \$3,065.10]

Docket 321

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$149,843.50 and costs of \$3,065.10. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J. Cisz III
Philip W Allogramento
Ian Landsberg

Movant(s):

Danning Gill Diamond & Kollitz,

Represented By
Eric P Israel

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#207.00 First And Final Application For Compensation and Reimbursement of Expenses for Reed Smith LLP As Special Environmental And Real Estate Counsel To Chapter 7 Trustee, Special Counsel, Period: 1/31/2018 to 5/13/2019
[Fees requested: \$62,401.00, Expenses: \$0.00]

Docket 320

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$62,401. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J. Cisz III
Philip W Allogramento
Ian Landsberg

Movant(s):

Reed Smith LLP

Pro Se

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#208.00 Second Interim Application for Compensation and Reimbursement of Expenses for LEA Accountancy, LLP, Accountant, Period: 11/28/2018 to 5/15/2019
[Fees requested: \$18,854.00, Expenses: \$128.74]

Docket 326

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Where is written statement from client with regard to fee application?

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J. Cisz III
Philip W Allogramento
Ian Landsberg

Movant(s):

LEA Accountancy, LLP

Pro Se

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

#209.00 Trustee's Motion Pursuant To 11 U.S.C. § 506(C) To Surcharge Purported Collateral To Pay Certain Chapter 11 And Other Administrative Fees And Expenses Of The Trustee And His Professionals

Docket 190

***** VACATED *** REASON: CONT'D. TO 7/17/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/28/19 -- Court approved stipulation continuing hearing to July 17, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

#210.00 Application for Compensation and Reimbursement of Expenses for Timothy J. Yoo, former Chapter 11 Trustee, Period: 4/11/2018 to 3/6/2019
[Fees requested: \$69,492.60, Expenses: \$129.67]

Docket 184

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees of \$69,492.60 and no costs (as notice does not ask for any costs). (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

#211.00 First And Final Application for Compensation and Reimbursement of Expenses for Levene, Neale, Bender, Yoo & Brill L.L.P. Period: 4/9/2018 to 3/6/2019
[Fees requested: \$105,739.00, Expenses: \$5,464.71]

Docket 187

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees of \$105,739 and costs of \$5,464.71. (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

#212.00 First Interim Fee Application for Compensation and Reimbursement of Expenses for Hahn Fife & Company LLP, Accountant, Period: 4/11/2018 to 3/6/2019

[Fees requested: \$31,164.00, Expenses: \$0.00]

Docket 182

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on an INTERIM basis fees of \$31,164. (This is the relief requested in the application.) (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

#212.10 Application for Compensation and Reimbursement of Expenses for Thomas Seaman Company, Other Professional, Period: 4/13/2018 to 3/6/2019
[Fee requested \$55,343.40, Expenses: \$.0.00]

Docket 197

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule objections. Grant application, as modified in reply. Allow on a final basis fees of \$54,560.30. Ratify payments made to date. (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

#213.00 Trustee's Motion Pursuant To 11 U.S.C. § 506(C) To Surcharge Purported Collateral To Pay Certain Chapter 11 And Other Administrative Fees And Expenses Of The Trustee And His Professionals

Docket 218

***** VACATED *** REASON: CONT'D. TO 7/17/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/28/19 -- Court approved stipulation continuing hearing to July 17, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

#214.00 Application for Compensation and Reimbursement of Expenses for Timothy J. Yoo, former Chapter 11 Trustee for Timothy Yoo, Period: 4/11/2018 to 1/28/2019, [Fees requested: \$69,230.07, Expenses: \$132.60]

Docket 212

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees of \$69,230.07 and no costs (as notice does not ask for any costs). (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

#215.00 First And Final Application for Compensation and Reimbursement of Expenses for Levene, Neale, Bender, Yoo & Brill L.L.P. Period: 4/9/2018 to 1/28/2019
[Fees requested: \$86,237.50, Expenses: \$3,057.50]

Docket 215

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees of \$86,237.50 and costs of \$3,057.50. (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

#216.00 First Interim Application for Compensation and Reimbursement of Expenses for Hahn Fife & Company LLP, Accountant, Period: 4/11/2018 to 1/28/2019
[Fees requested: \$44,310.00, Expenses: \$0.00]

Docket 210

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on an INTERIM basis fees of \$44,310. (This is the relief requested in the application.) (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

#217.00 Application for Compensation and Reimbursement of Expenses for Thomas Seaman Company, Period: 4/13/2018 to 1/28/2019
[Fees requested: \$110,686.80, Expenses: \$.0.00]

Docket 224

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule objections. Grant application, as modified in reply. Allow on a final basis fees of \$109,120.60. Ratify payments made to date. (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

#218.00 Trustee's Motion Pursuant To 11 U.S.C. § 506(C) To Surcharge Purported Collateral To Pay Certain Chapter 11 And Other Administrative Fees And Expenses Of The Trustee And His Professionals

Docket 203

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Lender's failure to object to use of cash collateral, employment of professionals or sale of assets does not constitute consent to a surcharge of collateral. See Compton Impressions, Ltd. v. Queen City Bank (In re Compton Impressions), 217 F.3d 1256 (9th Cir. 2000) ("Mere cooperation with the debtor does not make the secured creditor liable for all expenses of administration." "A secured creditor's consent to the payment of designated expenses, limited in amount, is not a blanket consent to be charged with additional expenses not included in the consent agreement.").

Movant takes the position that the entirety of the trustee's fees, the entirety of the accountant's fees, the entirety of the manager's fees and the majority of trustee's counsel fees should be surcharged against the collateral. This is not appropriate. The only amounts that may be surcharged are those funds that are expended directly to protect and preserve the collateral.

Continue hearing and instruct movant to file supplemental declarations from each of the professionals with an edited version of their time sheets showing only the charges that they contend related directly to the protection and preservation of the collateral.

Inasmuch as chapter 11 fees are subordinate to chapter 7 fees, the court assumes that the trustee does not intend to bring a surcharge motion with regard to any of his chapter 7 fees. Is this correct?

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

CONT... Onebada, Inc

Chapter 7

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

#219.00 Application for Compensation and Reimbursement of Expenses for Timothy J. Yoo, former Chapter 11 Trustee for Timothy Yoo, Period: 4/11/2018 to 12/26/2018

[Fees requested: \$73,421.15, Expenses: \$63.24]

Docket 195

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees of \$73,421.15 and no costs (as notice does not ask for any costs). (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

#220.00 First And Final Application for Compensation and Reimbursement of Expenses for Levene, Neale, Bender, Yoo & Brill L.L.P.
[Fees requested: \$102,715.50 Expenses: \$2,700.72]

Docket 200

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is not troubled by counsel's use of abbreviations and extent of lumping is limited. However, court agrees that e-filing documents is clerical in nature and should not be included in hourly billing. Court has reviewed charges that are allegedly clerical in nature and has determined that only a fraction of the time shown should be disallowed (as e-filing is generally combined with preparation of the document). Disallow \$685 of fees sought on this ground. Allow balance of fees requested (\$102,090.50) and costs (\$2,700.72) on a final basis. (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

#221.00 First Interim Application for Compensation and Reimbursement of Expenses for Hahn Fife & Company LLP, Accountant, Period: 4/11/2018 to 12/26/2018
[Fees requested: \$48,594.00, Expenses: \$0.00]

Docket 196

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on an INTERIM basis fees of \$48,594. (This is the relief requested in the application.) (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Appearances waived. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

#222.00 Application for Compensation and Reimbursement of Expenses for Thomas Seaman Company, Period: 4/13/2018 to 11/28/2018
[Fees requested: \$110,686.80, Expenses: \$0.00]

Docket 209

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule objections. Grant application, as modified in reply. Allow on a final basis fees of \$109,120.60. Ratify payments made to date. (Do not authorize payment at this time, as chapter 11 expenses of administration are subordinate to payment of chapter 7 expenses of administration.)

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

#223.00 Final Application for Compensation and Reimbursement of Expenses of Weintraub & Selth, APC, Period: 12/1/2017 to 4/12/2019
[Fees requested: \$254,605.50, Expenses: \$9,536.37]

Docket 243

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final fees of \$254,605.50 and costs of \$9,536.37 for the current period. Allow on a final basis all amounts previously allowed on an interim basis. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

#224.00 Final Application for Compensation and Reimbursement of Expenses for Holmes Taylor Scott & Jones, LLP the Period of December 1, 2017 through March 31, 2019, Period: 12/1/2017 to 3/31/2019
[Fees requested: \$45,467.00, Expenses: \$7,351.50]

Docket 247

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final fees of \$45,467 and costs of \$7,351.50. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

Movant(s):

Holmes Taylor Scott & Jones, LLP

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#225.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 101 Via Jucar, Newport Beach, CA 92663

MOVANT: JPMORGAN CHASE BANK, NATIONAL ASSOCIATION

fr. 5-14-19

Docket 147

Courtroom Deputy:

5/10/19 - Merdaud Jafarnia, (619)955-1521, has been approved for telephonic appearance on 5/14/19 @ 10am

5/13/19 - Joon M. Khang, (949)419-3834, has been approved for telephonic appearance on 5/14/19 @ 10am

Tentative Ruling:

Tentative Ruling for May 14, 2019:

This is a chapter 11 case. Therefore, even if there is no equity in the property, so long as the value of the property is not declining and the property is insured, adequately maintained, etc., the court will not grant relief "for cause" based on a lack of equity. The more relevant issue, therefore, is whether movant is entitled to relief under section 362(d)(2).

Debtor claims that this property is necessary to the plan that it has proposed because the debtor will be using the rents currently being generated by this property to partially fund the plan. That plan is currently set for a disclosure statement hearing at 2:00 p.m. on June 5, 2019. Court is not yet ready to conclude that the plan is unlikely to be confirmed within a reasonable period. (Court will make that determination in connection with its consideration of the debtor's disclosure statement, and any objections that the movant may interpose thereto.) Deny movant's motion without prejudice now or, if movant prefers and consents to an extension of the time limits set forth in section 362(e), continue hearing to date of hearing on debtor's disclosure statement.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

Final Ruling for May 14, 2019:

Continue hearing to June 5, 2019 at 2:00 p.m. Movant should file supplemental declaration re taxes and insurance not later than May 24, 2019. Any response from the debtor should be filed and served not later than May 31, 2019.

Tentative Ruling for June 5, 2019:

Supplemental declaration does not explain how declarant knows that the debtor is not paying insurance or taxes. Debtor contends that he has paid for insurance coverage on the property. With regard to real property taxes, debtor concedes that he has not paid them, but claims that that is because the lender has paid the taxes before they were due.

How much has the lender paid toward real property taxes since this case was filed? Condition continuation of the automatic stay on the debtor's reimbursing the lender for post-petition taxes paid and continuing to pay real property taxes on a going forward basis.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

Movant(s):

JPMorgan Chase Bank, National

Represented By
Merdaud Jafarnia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#225.10 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 723 10TH STREET, SANTA MONICA, CA 90402

MOVANT: DEUTSCHE BANK NATIONAL TRUST COMPANY

fr. 5-28-19

Docket 170

Courtroom Deputy:

5/22/19 - Joon Khang, (949)419-3834, has been approved for telephonic appearance on 5/28/19 @ 10am

Tentative Ruling:

Tentative Ruling for May 28, 2019:

This is a chapter 11 case. Therefore, even if there is no equity in the property, so long as the value of the property is not declining and the property is insured, adequately maintained, etc., the court will not grant relief "for cause" based on a lack of equity. The more relevant issue, therefore, is whether movant is entitled to relief under section 362(d)(2).

Debtor claims that this property is necessary to the plan that it has proposed because the debtor will be using the rents currently being generated by this property to partially fund the plan. That plan is currently set for a disclosure statement hearing at 2:00 p.m. on June 5, 2019. Court is not yet ready to conclude that the plan is unlikely to be confirmed within a reasonable period. (Court will make that determination in connection with its consideration of the debtor's disclosure statement, and any objections that the movant may interpose thereto.) Deny movant's motion without prejudice now or, if movant prefers and consents to an extension of the time limits set forth in section 362(e), continue hearing to date of hearing on debtor's disclosure statement.

Final Ruling for May 28, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

Continue hearing to June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit motion after conclusion of related matters on calendar.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

Movant(s):

DEUTSCHE BANK NATIONAL

Represented By
Theron S Covey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#226.00 Motion for Approval of Chapter 11 Disclosure Statement

Docket 153

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling for matter no. 227.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#227.00 Debtor's Disclosure Statement describing Debtor's Chapter 11 Plan of Reorganization

Docket 151

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Chase believes a higher interest rate is necessary to pay it a market rate of interest, that can be addressed as a confirmation issue. With regard to the value of the property, what does Chase believe the value is? Does Chase have an appraisal? Why has the debtor disregarded the broker's price opinion that he obtained in response to Chase's motion for relief from stay in favor of a figure that the debtor acknowledges was based solely on the debtor's estimate of value?

The Court has a number of problems with the current form of the plan and disclosure statement:

1. The debtor needs to file a plan and disclosure statement without using the forms. There are too many sections that are blank and inapplicable and it is confusing.
2. Plan needs a section about new value contribution if debtor plans to make one. Disclosure statement needs a discussion of the absolute priority rule and the fact that this plan violates it and cannot be confirmed over the objection of any class of unsecured creditors.
3. There should not be any unused classes (classes left blank) in the plan. The debtor should only create the classes that it needs and number those classes starting with the number 1, then 2, then 3, etc.
4. The plan should include the treatment that the debtor proposes for each class of claims in the body of the plan and not in an attachment.

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Wednesday, June 5, 2019

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2:00 PM

CONT... Samuel Michael Saber

Chapter 11

5. The plan needs an introduction/narrative about how the debtor plans to reorganize, the source of his income, monthly payments, etc.

6. It is unclear from the plan whether the debtor is promising a set percentage payout to unsecureds or whether he is agreeing to make a set payment amount that is estimated to pay 2 percent on account of unsecured claims. (The court prefers the latter as it is easier to determine whether or not the debtor is in compliance with the terms of the plan.)

7. Exhibits F and G don't belong in a plan or a disclosure statement. The plan should describe how the debtor intends to treat the claims. If the debtor plans to file a claim objection and the plan treatment may be affected by the outcome of that claim objection, the plan should articulate what will happen in the various different eventualities.

8. The court may have other comments/corrections that will be discussed on the record at the time of hearing on the disclosure statement.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#228.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-1-18, 11-7-18, 2-6-19

Docket 1

Courtroom Deputy:

1/29/19 - Joon Khang, (949)419-3834, has been approved for telephonic appearance on 2/6/19 @ 11am.

Tentative Ruling:

Debtor owns two houses, both of which are rented? Are both properties occupied by rent-paying tenants at the moment? Where does the debtor live? Debtor seeks to hire a number of attorneys as special counsel to handle various items of litigation. What is the lawsuit against Chase about? What is the lawsuit against Nationstar about?

Set bar date for filing proofs of claim and deadline for serving notice of bar date.

8/7/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- August 10, 2018

Bar date -- September 24, 2018

L/D to file updated status report -- October 24, 2018

Cont'd case status conference -- November 7, 2018 at 11:00 a.m.

Tentative Ruling for November 7, 2018:

Debtor represents in his status report that he has been working on a plan and disclosure statement and that he anticipates filing this plan and disclosure statement before the date of the status conference. Has this occurred?

What does the debtor anticipate that his proposed plan will say? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

Final Ruling for November 7, 2018:

Continue status conference to February 6, 2019 at 11:00 a.m. Debtor should file and serve updated status report by January 25, 2019.

Tentative Ruling for February 6, 2019:

Debtor still has not filed plan and disclosure statement. Debtor should devise plan structure that will work no matter the outcome of the pending matters. Set deadline for filing plan and disclosure statement for approximately 60 days. Continue case status conference to date that will coincide with date of hearing on disclosure statement.

2/12/19 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- April 22, 2019
Hearing on disclosure statement -- June 5, 2019 at 2:00 p.m.
Cont'd case status conference -- June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

#229.00 Debtor's Motion To Surcharge Collateral

Docket 104

*** VACATED *** REASON: CONT'D. TO 6/12/19 @ 10AM

Courtroom Deputy:

5/28/19 - Todd Arnold, (310)229-1234, has been approved for telephonic appearance on 6/5/19 @ 2pm

Tentative Ruling:

5/29/19 -- Court approved stipulation to continue hearing to June 12, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

Movant(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 5, 2019

Hearing Room 1539

2:00 PM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

#230.00 First Interim Application for Compensation and Reimbursement of Expenses for Levene, Neale, Bender, Yoo & Brill L.L.P. Period: 10/16/2018 to 4/30/2019
[Fees requested: \$118,837.00, Expenses: \$6,952.33]

Docket 105

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.

Courtroom Deputy:

5/28/19 - Todd Arnold, (310)229-1234, has been approved for telephonic appearance on 6/5/19 @ 2pm

Tentative Ruling:

Grant application. Allow on interim basis fees of \$118,837 and costs of \$6,952.33. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

Movant(s):

Levene, Neale, Bender, Yoo & Brill

Represented By
Martin J Brill

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:19-12981 Scott Edward Keeling-Torrez and Erik B Keeling-Torrez

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 8105 Camino Paisano NW, Albuquerque, New Mexico 87120

MOVANT: PINGORA LOAN SERVICING, LLC.

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Scott Edward Keeling-Torrez

Represented By
Daniel King

Joint Debtor(s):

Erik B Keeling-Torrez

Represented By
Daniel King

Movant(s):

Pingora Loan Servicing, LLC

Represented By
Robert P Zahradka

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:19-13471 Nicholas Cascione and Patricia Ann Cascione

Chapter 7

#2.00 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)

MOVANT: GREAT SOUTHERN BANK

Docket 26

Courtroom Deputy:

5/15/19 - Kimberly Winick, (213)629-5700, has been approved for telephonic appearance on 6/11/19 @ 10am

Tentative Ruling:

Judge Bluebond does not appear on the service list and court did not receive a service copy of the motion, as required by local rules and court manual. Continue hearing to give movant an opportunity to provide court with required copy.

Party Information

Debtor(s):

Nicholas Cascione

Represented By
David H Chung

Joint Debtor(s):

Patricia Ann Cascione

Represented By
David H Chung

Movant(s):

Great Southern Bank

Represented By
Kimberly S Winick

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:19-14125 Hui Yang and Xiaorong Ge

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Toyota Highlander VIN# 5TDKKRFH4GS504787

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 35

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Hui Yang

Represented By
Mitchell R Sussman

Joint Debtor(s):

Xiaorong Ge

Represented By
Mitchell R Sussman

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:19-14173 Shaun-teka Chena Joyner

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Jeep Cherokee, VIN 1C4PJLDB1GW243056

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 9

Courtroom Deputy:

6/3/19 - John Kim, (714)431-1086 has been approved for telephonic appearance on 6/11/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Shaun-teka Chena Joyner

Pro Se

Movant(s):

Santander Consumer USA Inc.

Represented By
Jennifer H Wang

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:19-14543 Miguel A. Sandoval

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Toyota Corolla, VIN # 5YFBURHE0GP528672

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Miguel A. Sandoval

Represented By
David Lozano

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:19-14008 Richard Michael Cruz

Chapter 11

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: Eagle Rock Plaza Mall located at 2700 Colorado Boulevard, Los Angeles, CA 90041

MOVANT: JPMCC 2006-LDP7 CENTRO ENFIELD, LLC.

Docket 32

Courtroom Deputy:

5/29/19 - Michael Berger, (310)271-6223, has been approved for telephonic appearance on 6/11/19 @ 10am

Tentative Ruling:

Grant motion without waiver of Rule 4001(a)(3). Debtor cannot "assume" a lease to which he is not a party without the landlord's consent. Bankruptcy will not solve this problem for the debtor. If the lessor wants to permit him to enter into a lease of the premises, it may do so. If it doesn't, debtor will need to vacate premises. If debtor wants to remain, he should negotiate a resolution with the lessor under applicable nonbankruptcy law. There are some problems that filing bankruptcy cannot solve.

Debtor claims that he was supposed to be on the lease. If there is a theory or legal principle under which landlord can be compelled to accept the debtor as a tenant, it is not a bankruptcy-created theory or principle, and debtor is free to assert whatever rights he thinks he has with regard to the premises in the state court unlawful detainer action.

Party Information

Debtor(s):

Richard Michael Cruz

Pro Se

Movant(s):

JPMCC 2006-LDP7 Centro Enfield,

Represented By
Anne K Edwards

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#7.00 Order to Show Cause Hearing re Contempt

fr. 4-2-19

Docket 413

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling from April 2, 2019:

Rulings on Evidentiary Objections:

Evidentiary objections are to be stated in a separate document and should not be longer than the declaration to which they are objecting. There is no need to make evidentiary objections to factual assertions and legal arguments contained in a memorandum of points and authorities. A memorandum of points and authorities is not evidence. Legal argument by an attorney is not evidence.

There is only one objection that needs to be raised here -- hearsay/lack of personal knowledge. The only fact to which counsel for Baker can actually testify is that the exhibit to her declaration is a true and correct copy of an email she sent to the neutral expert. None of the factual assertions contained in that email constitute admissible evidence. The declarant has not established that she has personal knowledge of any of the purported facts outlined in that email. The only reasonable conclusion that anyone could draw from a review of that document is that all information contained in that email was told to Ms. Ponce by her client, Mr. Baker. Therefore, it is inadmissible hearsay. The Court expressly ordered the defendant to file and serve his own declaration setting forth this information. He has failed to do so. Sustain evidentiary objections to contents of Exhibit 1.

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Los Angeles
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Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling on the Merits:

Baker has not filed the declaration required by paragraph 7 of the Court's February 19, 2019 Order to Show Cause. A declaration from counsel attaching an email that she wrote to the neutral expert based on statements made to her by Baker is not a declaration from Baker.

Baker has no basis to complain of the procedures used in connection with the issuance of the Court's February 19 Order to Show Cause. There have been numerous motions filed, requesting that this court issue an order to show cause re contempt, that explain in excruciating detail the relief requested by the plaintiff and the basis for that request. Baker has been given far more than the 7 days contemplated by the local rule for responding to that motion. This process has been ongoing for a period of many months. The process that has been afforded to Baker has been more than due process. It cannot be said that Baker has been prejudiced or deprived of the opportunity to respond at any step in this process.

Baker is correct that this Court has already issued a variety of sanctions, but Baker continues to fail and refuse to comply with this Court's orders and argues that he should be permitted to do so with impunity and that the sanctions entered to date are sufficient to vindicate the Court. This Court disagrees.

This court's contempt powers are limited to civil contempt, which means that sanctions must be designed to coerce and not to punish. And a bankruptcy court may use civil contempt, including incarceration, to coerce the payment of monetary sanctions that it imposes if the contemnor has the ability to pay the sanctions. Here, notwithstanding this Court's express order that the debtor file and serve a declaration that includes, among other things, a discussion of why he has not made any payments toward the \$132,633.25 sanctions award and a discussion of all efforts that he has made to locate or obtain funds with which to pay this sanction award [see February 19 Order, p. 7, at lines 17-26], Baker has not provided any information whatsoever as to why he has not paid this amount or whether he is in a position to pay this amount. Both the memorandum of points and authorities and counsel's declaration are utterly silent on this issue.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

It is not this court's intention to incarcerate Baker for failing to pay something unless he is able to pay it. It is not this court's intention to incarcerate Baker for failing to do something unless he has the ability to do it. That is why this Court's order provided that, if Baker contends he lacks the ability to comply with this Court's prior orders, he must file a declaration explaining why he could not comply, but Baker has failed to offer any evidence whatsoever as to whether he can or can't do either of these things.

Baker certainly has the ability to provide the declaration that the Court ordered him to file. It is therefore wholly appropriate for this Court to incarcerate him until he has provided the declaration that the court has requested so that the Court can determine whether he has the ability to comply with its prior orders.

Further, although this Court does not have criminal contempt authority, the district court does. Therefore, if the Court determines that punitive sanctions are warranted, it is wholly appropriate for this Court to ask the District Court to withdraw the reference for the purpose of considering whether to impose criminal sanctions.

Baker argues that this Court should simply enter a judgment against him and leave it at that. This is not a decision for Baker to make. Baker cannot simply ignore orders of this Court and assume that the worst that should happen is that judgment will be entered against him. Baker cannot disobey court orders and destroy relevant documents with impunity.

In light of the foregoing, the Court should do the following:

1. Make the Additional Findings set forth in paragraph 11 of the February 19 order;
2. Hold Baker in civil contempt for having failed to comply with prior orders of this court in the respects set forth in paragraph 10 of the February 19 order, issue a warrant for his arrest and direct that he be incarcerated until he performs the Affirmative Acts set forth in paragraph 8 of the February 19 order;
3. Make a criminal referral to the U.S. Attorney based on Baker's spoliation of evidence as described in paragraph 1(c)(i) of the February 19 order; and

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Los Angeles
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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

4. Set a continued hearing to evaluate, based on information contained in any declaration that Baker may subsequently file pursuant to paragraphs 7 and 9 of the February 19 order, whether to impose the additional sanctions referenced in paragraphs 1(d) and 1(e) of the February 19 order.

Final Ruling for April 2, 2019:

Court entered order April 24, 2019, making the additional findings set forth in paragraph 11 of its February 19, 2019 order; holding Baker in civil contempt for violating certain of its prior orders; directing that Baker be incarcerated until he has purged his contempt by performing certain "Required Affirmative Acts; and stating that the Court will refer Baker to the U.S. Attorney for criminal prosecution for spoliation of evidence. (Court subsequently submitted referral to U.S. Attorney.)

5/1/19 -- US Marshal took Baker into custody on May 1, 2019. The court conducted a status conference on May 1, 2019 at 2:00 pm. Court issued order releasing Baker from custody and giving him until May 9, 2019 to perform the Required Acts. Order provided that court would issue a new warrant for Baker's arrest if he failed to file the required declaration or perform any of the Required Affirmative Acts by May 9, 2019.

5/10/19 -- Court reviewed supplemental declaration filed by Baker on May 9, 2019, made certain findings as to its sufficiency and stated that, "Although this Court has no doubt that Baker has disregarded repeated orders of this Court and remains in contempt of Court, this Court has no reason to believe that continued incarceration of Baker will result in an increased level of cooperation from Baker." Therefore, the Court ordered that Baker appear on June 11, 2019 at 10:00 a.m., then and there to show cause why the Court should not (1) strike his answer to complaint and enter judgment for the plaintiff; (2) issue a report and recommendation to the district court why he should not be held in criminal contempt and incarcerated for a period of not less than 90 days as punishment for his failure to comply with prior orders of this Court requiring him to retain and restore electronic data and to provide access to that data to this Court's neutral expert. The Court made written responses to this order due May 28, 2019 and replies due June 4, 2019.

**United States Bankruptcy Court
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Los Angeles
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Tuesday, June 11, 2019

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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

In addition, the court reserved the right to reissue an arrest warrant for Baker if he failed to file a further supplemental declaration as promised on page 5 of his supplemental declaration at lines 21-24.

Tentative Ruling for June 11, 2019:

Baker filed a second supplemental declaration regarding the Required Affirmative Acts on May 28, 2019. That declaration was not served on Judge Bluebond as required by the local bankruptcy rules and court manual. Court does not intend to reissue arrest warrant for civil contempt.

Only one paragraph of the foregoing declaration is responsive to the court's current order to show cause -- paragraph 11 -- which explains, among other things, that Baker is his mother's full time caregiver (which is not entirely true, as Baker has explained that she has part-time help that comes in for a few hours a day). Court does not intend to hold Baker in civil contempt for failing to pay monetary sanctions.

However, Baker cannot be permitted to disregard orders of this court with impunity even if his mother and girlfriend are elderly. According to Baker, it is now impossible for him to undo the harm that he has caused by violating court orders by restoring deleted data and compensating the other side for the costs that it incurred in light of his conduct, therefore, if Baker is to be believed, coercive contempt sanctions are futile. Based on the findings that the Court has already made, judgment for plaintiff is warranted. However, in addition to striking Baker's answer to complaint and entering judgment for plaintiff, the Court will issue a report and recommendation to the district court that Baker be punished for his repeated violations of orders of this Court. This court will recommend that Baker be incarcerated for a period of not less than 90 days, as there is no reason to believe that Baker would pay any monetary sanction that might be imposed. It will be up to the district court to decide whether incarceration would be appropriate on these facts and, if so, for how long.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#8.00 Motion By Plaintiff James Murtagh, M.D. For Order: (A) Directing Neutral Expert To Turn Over to Bruce Anderson All Data Acquired In This Case; And (B) For Related Relief

fr, 3-12-19, 4-2-19

Docket 411

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/6/19 -- Court granted motion to continue hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

By failing to respond to plaintiff's discovery requests in a timely manner, Baker has waived any objections and any attorney/client privilege and any protections for attorney work product. However, other parties have not waived any privileges that might be applicable, if there are such privileges available with regard to communications to which Baker was a party.

Formulate practical measures for use by Mr. Broom to cull out from any materials to be turned over to plaintiff communications and data that have no bearing on the instant lawsuit or issues concerning Dr. Murtagh. This should address concerns raised by NIC and Scott Vick and any other third parties who may be affected by turnover of data.

4/23/19 -- Court entered order resolving motion. No continued hearing was set. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Movant(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#9.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19, 4-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:
Cont'd status conference -- September 27, 2016 at 2:00 p.m.
L/D to file joint status report -- September 13, 2016
Discovery cutoff -- September 30, 2016
L/D to lodge order appointing mediator -- June 17, 2016
Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 13, 2017.

**United States Bankruptcy Court
Central District of California
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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status report that should have been filed two weeks before status conference?

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Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Tentative Ruling for April 2, 2019:

Revisit status of action after conclusion of hearing on related matters on calendar.

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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for June 11, 2019:

For reasons set forth in tentative ruling for matter no. 7, strike Baker's answer to complaint and enter judgment for plaintiff and take status conference off calendar. Plaintiff should lodge proposed form of judgment.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01294 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#200.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)),(12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Richard K. Diamond, Chapter 7 Trustee, Plaintiff against Michael Gerard Flanagan, Michael Gerard Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, 2009, Alice Yick Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, Video Symphony, LLC.

fr. 8-30-16, 10-4-16, 11-29-16, 4-4-17, 4-25-17, 5-9-17, 6-13-17, 8-22-17, 10-3-17, 2-6-18, 2-13-18, 6-5-18, 9-11-18, 10-23-18, 11-27-18, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/11/16 -- Court approved stipulation continuing status conference to October 4, 2016 at 2:00 p.m. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for November 29, 2016:

Revisit status of action after conclusion of related matters on calendar.

3/21/17 -- Court approved stipulation continuing hearing to April 25, 2017 at 2:00 p.m. OFF CALENDAR FOR APRIL 4, 2017.

4/24/17 -- Court approved stipulation continuing hearing to June 13, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 13, 2017:

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2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Revisit status of action after conclusion of related matters on calendar.

8/14/17 -- Court approved stipulation extending certain dates and continuing hearing to October 3, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 22, 2017.

Tentative Ruling for October 3, 2017:

Revisit status of action after conclusion of related matters on calendar.

2/5/18 -- Court approved stipulation continuing hearing to February 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 5, 2018.

Tentative Ruling for February 13, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/20/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.

L/D to file joint status report -- May 22, 2018

Discovery cutoff -- August 17, 2018

Tentative Ruling for June 5, 2018:

Extend discovery cutoff to March 2019 and order the parties to mediation.

6/11/18 -- Court approved order setting following dates:

Cont'd status conference -- September 11, 2018 at 2:00 pm

L/D to serve and file joint status report -- August 28, 2018

L/D to complete discovery -- March 29, 2019

Tentative Ruling for September 11, 2018:

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2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Continue status conference until early January, 2019. Order parties to complete a day of mediation prior to date of continued status conference.

Tentative Ruling for November 27, 2018:

Revisit status of action after conclusion of related matters on calendar.

Tentative Ruling for February 27, 2019:

Revisit status of action after conclusion of related matters on calendar.

3/8/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- June 11, 2019 at 2:00 p.m.

L/D to file joint status report -- May 28, 2019

Court will bifurcate issues and try valuation first.

L/D to conduct nonexpert discovery on valuation issues is continued to June 28, 2019

L/D to designate expert witnesses and exchange expert witness reports -- June 28, 2019

L/D to conduct expert witness discovery -- August 19, 2019

3/20/19 -- Court approved stipulation extending time for trustee to respond to request for production of documents and interrogatories to April 18, 2019 and extending deadline for defendants to file accounting to March 18, 2019.

Tentative Ruling for June 11, 2019:

Continue status conference approximately 90 days and order the parties to complete a day of mediation prior to the date of the continued status conference.

Party Information

Debtor(s):

Video Symphony Entertraining Inc

Represented By
Dean G Rallis Jr

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Defendant(s):

Michael Gerard Flanagan	Represented By Samuel Price
Michael Gerard Flanagan, as trustee	Represented By Samuel Price
Alice Yick Flanagan, as trustee of	Represented By Samuel Price
Video Symphony, LLC	Represented By Samuel Price

Plaintiff(s):

Richard K. Diamond, Chapter 7	Represented By Michael G D'Alba Howard Kollitz Walter K Oetzell
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Trustee(s):

Richard K Diamond (TR)	Represented By Michael G D'Alba Howard Kollitz Sonia Singh
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**United States Bankruptcy Court
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01480 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#201.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Richard K. Diamond, Chapter 7 Trustee, Plaintiff against Alice Yick Flanagan, Alice Yick Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, Michael Gerard Flanagan, Michael Gerard Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, 2009

fr. 1-10-17, 4-4-17, 4-25-17, 5-9-17, 6-13-17, 8-22-17, 10-3-17, 2-6-18, 2-13-18, 6-5-18, 9-11-18, 10-23-18, 11-27-18, 2-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/22/16 -- Court approved stipulation continuing hearing to April 4, 2017 at 2:00 p.m. and waiving status report for that conference. OFF CALENDAR FOR JANUARY 10, 2017. NO APPEARANCE REQUIRED.

3/21/17 -- Court approved stipulation continuing hearing to April 25, 2017 at 2:00 p.m. OFF CALENDAR FOR APRIL 4, 2017.

HEARING CONTINUED TO MAY 9, 2017 AT 2:00 P.M. OFF CALENDAR FOR APRIL 25, 2017.

4/24/17 -- Court approved stipulation continuing hearing to June 13, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 13, 2017:

Revisit status of action after conclusion of related matters on calendar.

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

2:00 PM

CONT... Video Symphony Entertraining Inc Chapter 7

8/14/17 -- Court approved stipulation extending certain dates and continuing hearing to October 3, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 22, 2017.

Tentative Ruling for February 6, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/5/18 -- Court approved stipulation continuing hearing to February 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 5, 2018.

Tentative Ruling for February 13, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/20/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.
L/D to file joint status report -- May 22, 2018
Discovery cutoff -- August 17, 2018

Tentative Ruling for June 2, 2018:

Extend discovery cutoff to March 2019 and continue status conference approximately 90 days.

6/11/18 -- Court approved order setting following dates:

Cont'd status conference -- September 11, 2018 at 2:00 pm
L/D to serve and file joint status report -- August 28, 2018
L/D to complete discovery -- March 29, 2019

Tentative Ruling for October 23, 2018:

Continue to trail this action along with matter on calendar as number 215.

Tentative Ruling for June 11, 2019:

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2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Continue to trail this action along with matter on calendar as number 200.

Party Information

Debtor(s):

Video Symphony Entertraining Inc	Represented By Dean G Rallis Jr
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Defendant(s):

Alice Yick Flanagan	Represented By Samuel Price
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Alice Yick Flanagan, as trustee of	Represented By Samuel Price
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Michael Gerard Flanagan	Represented By Samuel Price
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Michael Gerard Flanagan, as trustee	Represented By Samuel Price
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Plaintiff(s):

Richard K. Diamond, Chapter 7	Represented By Michael G D'Alba Howard Kollitz
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Trustee(s):

Richard K Diamond (TR)	Represented By Michael G D'Alba Howard Kollitz Sonia Singh
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**United States Bankruptcy Court
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:18-10510 Lisa Nicole Brubaker

Chapter 7

Adv#: 2:18-01230 Brubaker v. Firstmark Access Group et al

#202.00 Pretrial Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Lisa Nicole Brubaker against Firstmark Access Group , Nelnet Loan Service Inc , Deutsche Bank ELT Access Group , American Student Loan Assistance
fr. 9-26-18, 10-23-18, 1-15-19, 4-2-19, 5-7-19

Docket 1

Courtroom Deputy:

6/3/19 - Lisa Brubaker, (917)450-4018, has been approved for telephonic appearance on 6/11/19 @ 2pm

Tentative Ruling:

Set discovery cutoff for late February. Set pretrial conference for late March. Require parties to complete a day of mediation prior to date of pretrial conference.

1/25/19 -- Court approved scheduling order with following dates:

L/D to file pretrial motions -- March 12, 2019

L/D to conduct discovery -- February 28, 2019

L/D to lodge pretrial order -- March 19, 2019

Pretrial conference -- April 2, 2019 at 2:00 p.m.

L/D to lodge order appointing mediator -- February 11, 2019

L/D to complete mediation -- April 2, 2019

2/12/19 -- Court approved order appointing mediators.

3/5/19 -- Court approved stipulation continuing pretrial conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/15/19 -- Court approved stipulation continuing pretrial conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

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Hearing Room 1539

2:00 PM

CONT... Lisa Nicole Brubaker

Chapter 7

5/31/19 -- Court approved stipulation dismissing defendant AccessLex Institute.

Tentative Ruling for June 11, 2019:

Approve pretrial order and set trial date and briefing schedule.

Party Information

Debtor(s):

Lisa Nicole Brubaker	Pro Se
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Defendant(s):

Firstmark Access Group	Pro Se
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Nelnet Loan Service Inc	Pro Se
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Deutsche Bank ELT Access Group	Pro Se
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Educational Credit Management	Represented By Scott A Schiff
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Plaintiff(s):

Lisa Nicole Brubaker	Pro Se
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Trustee(s):

John J Menchaca (TR)	Pro Se
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**United States Bankruptcy Court
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:18-21265 Jaime Garcia

Chapter 7

Adv#: 2:18-01469 Garibay v. Garcia et al

#203.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury))(65 (Dischargeability - other)) Complaint by Olivia Garibay against Jaime Garcia , Does 1 through 20, inclusive

FR. 3-5-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 5, 2019:

Two status reports were filed. Court did not receive either. The first, filed February 25, 2019, which bears a signature date of February 25, 2019 is a unilateral report from the debtor. The proof of service attached to that report, signed under penalty of perjury by Marvin Jarrett Mann says that it was served by personal delivery, overnight mail, facsimile transmission or email (but doesn't specify which) on **January 22, 2019**. This must be a false statement as the document did not even exist as of that date. (It also says that it was served through the court's NEF system on other parties in interest on January 21, 2019.) This is false as well. The document was not filed until February 25 and therefore could not have been served on that date by NEF.

Sanction counsel for defendant \$150 for filing false proofs of service. Court needs to be able to rely on the accuracy of these documents. Counsel should ensure that his staff uses more care in preparing these documents.

Second status report, filed February 27, 2019, appears to be a joint status report, in that it has information completed on both sides of the form, but has only an electronic signature from counsel for plaintiff. The proof of service attached to that document does not show the date on which a copy was provided to the court. Court ended up printing BOTH status reports. This is

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Tuesday, June 11, 2019

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2:00 PM

CONT...

Jaime Garcia

Chapter 7

not acceptable. Parties need to file a JOINT status report two weeks before the status conference and serve a copy to the court not less than 14 days before the status conference.

Why does defendant's status report say, "Summons issued 12/18, thereby requiring trial in two months"? Plaintiff's status report says approximately the same thing. Under what theory do the parties believe that trial is required within two months after the issuance of a summons?

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

3/26/19 -- Court approved order appointing mediators.

Final Ruling for March 5, 2019:

Continue status conference to June 11, 2019 at 2:00 p.m. Parties should file joint status report by May 28, 2019. Parties are to lodge an order appointing mediators by March 22, 2019 and complete a day of mediation by June 11, 2019. Court will impose sanctions of \$150 on counsel for defendant for using a false proof of service and an additional \$150 for failing to attend status conference. Court will prepare scheduling and sanction order.

Tentative Ruling for June 11, 2019:

Parties completed a day of mediation but are asking to return to mediation, using the alternate mediator. Set discovery cutoff in late October, 2019, continue status conference for approximately 90 to 120 days and order parties to complete another day of mediation.

Party Information

Debtor(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Defendant(s):

Jaime Garcia

Represented By

**United States Bankruptcy Court
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT...

Jaime Garcia

Chapter 7

Marvin Jarrett Mann

Does 1 through 20, inclusive

Pro Se

Plaintiff(s):

Olivia Garibay

Represented By
Kaveh Elihu
Daniel Friedman

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:18-22352 Floyd Naymon Foster, Sr.

Chapter 7

Adv#: 2:19-01015 Credit Union of Southern California v. Foster, Sr.

#204.00 Motion for Default Judgment against Floyd Naymon Foster

fr. 4-30-19

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 30, 2019:

Deny motion for default judgment under sections 523(a)(2)(A) and 523(a)(6). There is no evidence that plaintiff made any misrepresentation other than a promise to repay the loan. Mere failure to repay a loan does not give rise to nondischargeable liability. What evidence does plaintiff have that debtor had no intention of paying the loan at the time he took out the loan? Was there any false information contained in the loan application or is the only relevant fact that the debtor made no payments on the loan? That is insufficient. If movant believes there are additional facts that might be shown in an amended motion, continue hearing to give movant an opportunity to file a supplemental declaration.

Final Ruling for April 30, 2019:

Movant should serve and file supplemental declaration by May 21, 2019. Continue hearing to June 11, 2019 at 2:00 p.m.

Tentative Ruling for June 11, 2019:

Where is supplemental declaration that should have been filed by May 21, 2019? Deny motion and dismiss adversary proceeding.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT... Floyd Naymon Foster, Sr.

Chapter 7

Debtor(s):

Floyd Naymon Foster Sr.

Represented By
Steven A Alpert

Defendant(s):

Floyd Naymon Foster Sr.

Pro Se

Movant(s):

Credit Union of Southern California

Represented By
Karel G Rocha

Plaintiff(s):

Credit Union of Southern California

Represented By
Karel G Rocha

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:18-22352 Floyd Naymon Foster, Sr.

Chapter 7

Adv#: 2:19-01015 Credit Union of Southern California v. Foster, Sr.

#205.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Credit Union of Southern California against Floyd Naymon Foster Sr.

fr. 4-2-19, 4-30-19

Docket 1

Courtroom Deputy:

3/4/19 - Default entered against Floyd Naymon Foster, Sr.

Tentative Ruling:

Revisit status of case after conclusion of hearing on motion for default judgment.

Party Information

Debtor(s):

Floyd Naymon Foster Sr.

Represented By
Steven A Alpert

Defendant(s):

Floyd Naymon Foster Sr.

Pro Se

Plaintiff(s):

Credit Union of Southern California

Represented By
Karel G Rocha

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:18-22419 Julio Alberto Barahona

Chapter 7

Adv#: 2:19-01001 Travelers Express Company Inc. v. Barahona et al

#206.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)),(41 (Objection / revocation of discharge - 727(c),(d),(e))) Complaint by Travelers Express Company Inc. against Julio Barahona, Jessica Rios

fr. 3-5-19

Docket 1

***** VACATED *** REASON: 6/4/19 - JUDGMENT ENTERED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

3/6/19 -- Court signed scheduling order with following dates:

Cont'd status conference -- June 11, 2019 at 2:00 p.m.
L/D to file joint status report -- May 28, 2019
L/D to complete mediation -- June 11, 2019
L/D to lodge order appointing mediators -- March 22, 2019

6/4/19 -- OFF CALENDAR. COURT APPROVED JUDGMENT PURSUANT TO STIPULATION.

Party Information

Debtor(s):

Julio Alberto Barahona

Represented By
Francis Guilardi

Defendant(s):

Julio Alberto Barahona

Pro Se

**United States Bankruptcy Court
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2:00 PM

CONT... Julio Alberto Barahona

Chapter 7

Jessica Rios

Pro Se

Joint Debtor(s):

Jessica Rios

Represented By
Francis Guilardi

Plaintiff(s):

Travelers Express Company Inc.

Represented By
Robert L Rentto

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:18-23674 Anna M Granucci

Chapter 7

Adv#: 2:19-01049 Gottlieb v. Granucci

#207.00 Motion to Quash and Motion for Protective Order

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny request for sanctions. The only significant problem here is that the subpoena was not served on movant as required by FRCP 45(a)(4). Other than that, there is no problem with plaintiff's obtaining bank records concerning the debtor. There is no privilege or confidentiality that protects such documents on a blanket basis, and movant has not articulated any set of facts on which any of the documents in question could possibly contain trade secrets or other information subject to any applicable privilege. Records requested relate to debtor, Styleworks and AMG from April 1, 2016 to the present. Court has no objection to the length of time, but why would the plaintiff need bank records that relate to the post-petition period?

Hearing required.

(If movant is trying to argue that the entire action is barred based on prior rulings of the arbitrator or a prior settlement between the parties, movant should raise this issue in a motion to dismiss or for summary judgment, not in a motion to quash.)

Party Information

Debtor(s):

Anna M Granucci

Represented By
Larry D Simons

Defendant(s):

Anna M Granucci

Represented By
Richard P Ross

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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT... Anna M Granucci

Chapter 7

Movant(s):

Anna M Granucci

Represented By
Richard P Ross

Plaintiff(s):

Abraham Gottlieb

Represented By
John Burgee

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
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Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:19-11827 Leslie Florence Taylor

Chapter 7

Adv#: 2:19-01105 Avery v. Taylor et al

#208.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Wesley H. Avery against Alfred B. Taylor, Leslie Florence Taylor

Docket 1

***** VACATED *** REASON: CONT'D. TO 7/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

At request of parties, continue status conference to July 30, 2019 at 2:00 p.m.
APPEARANCES WAIVED ON JUNE 11, 2019.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Defendant(s):

Alfred B. Taylor

Pro Se

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Plaintiff(s):

Wesley H. Avery

Represented By
Brett B Curlee
Stella A Havkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT...

Leslie Florence Taylor

Stella A Havkin

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:19-11827 Leslie Florence Taylor

Chapter 7

Adv#: 2:19-01105 Avery v. Taylor et al

#209.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Wesley H. Avery against Alfred B. Taylor, Leslie Florence Taylor

Docket 1

***** VACATED *** REASON: DUPLICATE OF CALENDAR NO. 208**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

DUPLICATE -- OFF CALENDAR.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Defendant(s):

Alfred B. Taylor

Pro Se

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Plaintiff(s):

Wesley H. Avery

Represented By
Brett B Curlee
Stella A Havkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:19-11827 Leslie Florence Taylor

Chapter 7

Adv#: 2:19-01106 Avery v. Taylor

#210.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Wesley H. Avery against Leslie Florence Taylor

Docket 1

***** VACATED *** REASON: CONT'D. TO 7/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

At request of parties, continue status conference to July 30, 2019 at 2:00 p.m.
APPEARANCES WAIVED ON JUNE 11, 2019.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Defendant(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Plaintiff(s):

Wesley H. Avery

Represented By
Brett B Curlee

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#211.00 Status Conference re: Plan Trustee's Motion To Approve Procedures For The Estimation Of Claims Under 11 U.S.C. § 502(c) re: Proofs Of Claims:

- (1) Claim 26-1 Of Arthur Moncayo
 - (2) Claim 25-1 Of Daniel Flores
 - (3) Claim 28-1 Of Ettieonne Cook
 - (4) Claim 21-1 Of Jose Duarte
 - (5) Claim 22-1 Of Maurice Faber
- fr. 12-12-18

Docket 1188

***** VACATED *** REASON: OFF CALENDAR.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/29/18 -- Court approved stipulation continuing hearing to December 19, 2018 at 10:00 a.m. OFF CALENDAR FOR DECEMBER 12, 2018.

Tentative Ruling for December 19, 2018:

Claimants have waived their right to a jury trial by filing proofs of claim and this Court is an appropriate forum for the resolution of their claims. Further, claimants never sought relief from stay to reduce their claims to judgment in state court and it is likely that the claims can be resolved in a more expeditious manner in bankruptcy court than in state court.

Motion is styled as a motion to estimate claims. A bankruptcy court can estimate claims for the purpose of voting or distribution, or for other interim purposes, leaving open the possibility that there will be a final adjudication

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT... East Coast Foods, Inc.

Chapter 11

later, or the court can estimate the claim in such a way that the estimation is in substance a final adjudication. Court is not inclined to require the parties to liquidate the claims twice and would prefer that the amount of the claims be finally resolved.

Court will deem claim objections to be adversary proceedings for procedural purposes and resolve them as it would any adversary proceedings. Approve mediation and discovery procedures requested by the movant. In the event that the parties are unable to resolve the matters through mediation, court will conduct a status conference and assess whether additional discovery is required or whether the matter is ready to be set for a pretrial conference and an evidentiary hearing. The court will establish the appropriate trial briefing schedule at the pretrial conference. This approach should significantly expedite resolution of the claims yet afford full due process rights to the parties to litigate their respective claims and objections.

Final Ruling for December 19, 2018:

Court entered order on January 7, 2019 granting in part and denying in part. Court granted relief from stay to the extent necessary to permit the plan trustee and the plaintiffs to file a notice of removal and remove the action pending in superior court to bankruptcy court. Order authorizes the parties to conduct discovery and directs them to participate in mediation by June 3, 2019. Court will conduct a status conference on June 11, 2019 at 2:00 p.m. Parties are not required to file a status report.

Tentative Ruling for June 11, 2019:

OFF CALENDAR. Cont'd status conference was to be status conference in adversary proceeding, which is matter no. 212 on calendar. This is now a duplicate. Motion has been resolved.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

2:00 PM

CONT... East Coast Foods, Inc.

Chapter 11

Michael Jay Berger

Movant(s):

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:16-13852 East Coast Foods, Inc.

Chapter 11

Adv#: 2:19-01007 Flores et al v. East Coast Foods, Inc. d/b/a Rosdoe's House o

#212.00 Status Conference re: Notice of Removal of Civil Action Pending in the Los Angeles Superior Court with Proof of Service Nature of Suit: (01 (Determination of removed claim or cause)) Complaint by Daniel Flores, Dominique Spears, Jose Duarte, Maurice Faber, Ettieonne Cook, Toiva McKenzie, Arthur Moncayo against East Coast Foods, Inc. d/b/a Rosdoe's House of Chicken N' Waffles, Freeway Foods, Inc. d/b/a Roscoe's House Of Chicken N' Waffles, Shoreline Foods, Inc. d/b/a Roscoe's House Of Chicken N' Waffles, Lizbeth Jalilian aka Lisa Hernandez, Adriana Terrones, Waffle Plaza Properties, Inc., Roscoe's Intellectual Properties, LLC.

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/7/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

Parties attended mediation that produced a settlement. A hearing on the 9019 motion is currently set for August 7, 2019 at 11:00 a.m. Continue status conference to August 7, 2019 at 11:00 to be heard concurrently with 9019 motion. OFF CALENDAR FOR JUNE 11, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Defendant(s):

Roscoe's Intellectual Properties,

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT... East Coast Foods, Inc. Chapter 11

Waffle Plaza Properties, Inc.	Pro Se
Adriana Terrones	Pro Se
Amusement Foods, Inc.	Pro Se
Shoreline Foods, Inc. d/b/a Roscoe's	Pro Se
Freeway Foods, Inc. d/b/a Roscoe's	Pro Se
East Coast Foods, Inc. d/b/a	Pro Se
Lizbeth Jalilian aka Lisa Hernandez	Pro Se

Plaintiff(s):

Daniel Flores	Pro Se
Dominique Spears	Pro Se
Jose Duarte	Pro Se
Maurice Faber	Pro Se
Ettieonne Cook	Pro Se
Toiva McKenzie	Pro Se
Arthur Moncayo	Pro Se

Trustee(s):

Bradley D. Sharp (TR)	Represented By Zev Shechtman Uzzi O Raanan ESQ John N Tedford
Brian Weiss	Represented By Robert S Marticello Philip E Strok Michael Simon Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01360 NG DIP Liquidating Trust v. Kacoo USA, LLC

Chapter 11

#213.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Kacoo USA, LLC.

fr. 1-8-19, 4-2-19, 4-30-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

1/18/19 -- Court approved order extending deadline to respond to complain to January 31, 2019.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/16/19 -- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019. NO APPEARANCE REQUIRED.

5/29/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 11, 2019

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2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
David B Shemano**

Chapter 11

Defendant(s):

Kacoo USA, LLC

Represented By
Lana Milojevic
Mark M Sharf

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01363 NG DIP Liquidating Trust v. Luxury Garage Sale, Inc.

#214.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Luxury Garage Sale, Inc.

fr. 1-8-19, 4-2-19, 4-30-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/30/19 -- Court signed order continuing response date to March 1, 2019.

3/7/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/28/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Luxury Garage Sale, Inc.

Represented By
Ryan A. Ellis

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01364 NG DIP Liquidating Trust v. Madison Administrative Services, Inc.

#215.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Madison Administrative Services, Inc.

fr. 1-8-19, 4-2-19, 4-30-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Continue status conference approximately 90 days.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/28/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

Madison Administrative Services,

Represented By
Ovsanna Takvoryan

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01366 NG DIP Liquidating Trust v. Rakuten Marketing, LLC

#216.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Rakuten Marketing, LLC.

fr. 1-8-19, 4-2-19, 4-30-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/17/19 -- Court approved order extending defendant's deadline to respond to complaint to January 31, 2019.

2/1/19 -- Court approved stipulation continuing response date to March 7, 2019.

3/11/19 -- Court approved stipulation continuing response date to March 15, 2019 and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

3/18/19 -- Court approved stipulation continuing response date to April 1, 2019.

4/2/19 -- Court approved stipulation continuing response date to April 15, 2019.

**United States Bankruptcy Court
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Tuesday, June 11, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

4/16/19 -- Court approved stipulation continuing response date to May 20, 2019 and continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/29/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Rakuten Marketing, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#1.00 Motion for Order Authorizing Debtor to Employ Leasing Broker Matthews Real Estate Investment Services

Docket 889

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve application. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, June 12, 2019

Hearing Room 1539

10:00 AM

2:18-25007 Gloria Mondragon Martinez

Chapter 7

#2.00 Debtor's Motion to vacate dismissal pursuant to LBR 1017-2(c)

fr. 5-29-19

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is confused. It appears from reading the papers that the debtor went to the appropriate location for her first 341(a) meeting, but did not have proper identification. As a result, the trustee treated her as not having appeared for the first meeting and scheduled a continued meeting. The debtor did not attend that meeting because she went to the wrong location (Roybal instead of the US Trustee's hearing room). If the court is correct that the debtor went to the proper location the first time, why would she have gone to a different location for the second meeting? And when the debtor arrived at the Roybal building and found that it was not the correct location, why didn't she immediately go to the US Trustee's meeting room instead?

Hearing required.

Party Information

Debtor(s):

Gloria Mondragon Martinez

Represented By
Irma C Coler

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

10:00 AM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

#3.00 Debtor's Motion To Surcharge Collateral

fr. 6-5-19

Docket 104

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/29/19 -- Court approved stipulation to continue hearing to June 12, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 12, 2019:

Court rejects the argument that court lacks authority to surcharge because the property has been sold. In the Borrego Springs case, the estate was trying to put a judicial lien on the property that had been sold, which was no longer an asset of the estate. That is not what is happening here. In Borrego Springs, there were no cash proceeds of sale -- there was only a reduction in the amount of the secured debt and therefore nothing to surcharge. Here, there is a pot of cash -- the net proceeds -- that is an asset of the estate, subject to secured creditors' liens. So there is collateral to surcharge.

Failing to move for relief from stay or to object to the employment of a broker or a motion to sell does not constitute implied consent to a surcharge. Moreover, USB's conditional nonopposition to the sale provided that the lender did not oppose the motion provided it received payment in full. This is not an implied consent to a surcharge.

Deny request to "surcharge" collateral for the broker's fee, real estate taxes and other closing costs. These amounts were already paid out of the value of the property and are the necessary costs of consummating a sale. They effectively reduce the value of the collateral. It is not appropriate to deduct these amounts from the payment due the secured creditors to increase the

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, June 12, 2019

Hearing Room 1539

10:00 AM

CONT... **Herbert W. Gains and Beth A. Gains**

Chapter 11

amount of equity available to the estate. Were this the case, in every bankruptcy sale, closing costs would be deducted from the secured creditors' recoveries. The court is not aware of any published decision in which the closing costs were charged against the secured portion of the claim.

Charges attributable to utilities and surcharge motion itself cannot be said to have directly benefitted secured creditors. And how did any of the services benefit the senior lienholder who could have foreclosed and been paid in full from the net proceeds of sale inasmuch as the lender was fully secured? Debtor's proposed allocation is arbitrary. Any surcharge permitted should simply "come off the top," leaving less for the junior lienholder. Authorize surcharge of \$15,585, less \$616, for work associated with bringing the motion for authority to sell the property, preparing sale orders, escrow instructions, closing documents, etc.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

Movant(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, June 12, 2019

Hearing Room 1539

11:00 AM

2:17-21514 Union County Transport Inc.

Chapter 11

#100.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-15-17, 2-28-18, 5-16-18, 6-13-18,8-15-18, 12-12-18

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Set deadline for filing chapter 11 plan.

11/20/17 -- Court signed scheduling order with following dates:

L/D to serve notice of bar date -- November 17, 2017

Bar date -- January 8, 2018

L/D to file updated status report -- February 16, 2018

Cont'd status conference -- February 28, 2018 at 11:00 a.m.

L/D to file plan and disclosure statement -- March 31, 2018

Tentative Ruling for February 28, 2018:

Court signed an order authorizing the employment of Jennifer Min Liu as accountant on December 5, 2017. Why has the debtor filed another motion to approve her employment? Is different relief being requested this time?

Hearing required.

Tentative Ruling for August 15, 2018:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for December 12, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

11:00 AM

CONT... Union County Transport Inc.

Chapter 11

Court has reviewed debtor's post-confirmation status report. Continue case status conference to June 12, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 29, 2019. APPEARANCES WAIVED ON DECEMBER 12, 2018.

Tentative Ruling for June 12, 2019:

On the chart attached as Exhibit 1 to the status report, for the claim of Sergio Manuel Guevara on p. 8, there is an asterisk and a parenthetical that says "(See Comments). Where is the comment to which this notation refers? The court was unable to locate it.

Hearing required.

Party Information

Debtor(s):

Union County Transport Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

11:00 AM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 12-12-18, 3-13-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date.

12/17/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 8, 2019

Cont'd status conference -- March 13, 2019 at 11:00 a.m.

L/D to file status report -- February 27, 2019

Tentative Ruling for March 13, 2019:

Are any prospective purchasers showing interest in the debtor's property? If not, how do the debtors explain this?

Were there any surprises among the claims filed by the bar date?

Hearing required.

Tentative Ruling for June 12, 2019:

Debtors do not need to continue answering all of the same questions from the original order setting status conference in their status reports. They can simply update the court on the status of the case and the debtor's intentions with regard to the future of the case.

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, June 12, 2019

Hearing Room 1539

11:00 AM

CONT... Herbert W. Gains and Beth A. Gains Chapter 11

Revisit status of case after conclusion of hearing on surcharge motion. Set deadline for filing plan and disclosure statement for approximately 90 to 120 days.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

2:02-14216 Jt Thorpe Inc

Chapter 11

#200.00 Motion to Approve and Settle J.T. Thorpe Settlement Trust's Thirteenth Annual Report and Accounting, Audited Financial Statements, and Claim Report

Docket 1835

Courtroom Deputy:

6/4/19 - Eve Karasik, (310)229-1234, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Sander Esserman, (214) 354-9945, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Steven Sacks (415) 774-2905, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Jeanine Donohue, 415.901.8644, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Laura Paul, (775) 324-5511, has been approved for telephonic appearance on 6/12/19 @ 2pm

Tentative Ruling:

Hearing required.

Party Information

Debtor(s):

Jt Thorpe Inc

Represented By
Brian L Davidoff
Michael H Ahrens
Charles J Malaret

Movant(s):

J.T. THORPE SETTLEMENT

Represented By
John P Sande

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

CONT...

Jt Thorpe Inc

Chapter 11

Richard W Esterkin
Gabriel I Glazer
Danielle A Pham
Eve H Karasik
Daniel J Bussel

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

2:02-14216 Jt Thorpe Inc

Chapter 11

#201.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 4-10-02, 7-2-02, 9-4-02, 9-25-02, 10-23-02, 11-13-02, 12-11-02, 4-9-03, 10-8-03, 2-4-04, 2-11-04, 6-09-04, 9-29-04, 11-17-04, 12-1-04, 12-22-04, 1-26-05, 2-15-05, 7-14-05, 7-15-05, 7-29-05, 10-26-05, 11-22-05, 12-5-05, 6-20-06, 10-25-06, 10-17-07, 6-4-08, 6-3-09, 6-9-09, 6-22-10, 6-30-10, 6-29-11, 6-27-12, 6-26-13, 6-4-14, 6-3-15, 6-8-16, 6-7-17, 6-13-18

Docket 21

Courtroom Deputy:

6/4/19 - Eve Karasik, (310)229-1234, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Sander Esserman, (214) 354-9945, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Steven Sacks (415) 774-2905, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Jeanine Donohue, 415.901.8644, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Laura Paul, (775) 324-5511, has been approved for telephonic appearance on 6/12/19 @ 2pm

Tentative Ruling:

Continue this status conference to a date that can serve as date of hearing on next annual report and accounting.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

CONT... Jt Thorpe Inc

Chapter 11

Debtor(s):

Jt Thorpe Inc

Represented By

Jeanne	C	Wanlass
Brian	L	Davidoff
Michael	H	Ahrens
Charles	J	Malaret

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

2:07-20016 Pacific Insulation Company

Chapter 11

#202.00 Motion to Approve and Settle Thorpe Insulation Company Asbestos Settlement Trust's Ninth Annual Report and Accounting, Audited Financial Statements, and Claim Report

Docket 151

Courtroom Deputy:

6/4/19 - Eve Karasik, (310)229-1234, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Sander Esserman, (214) 354-9945, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Steven Sacks (415) 774-2905, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Jeanine Donohue, 415.901.8644, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Laura Paul, (775) 324-5511, has been approved for telephonic appearance on 6/12/29 @ 2pm

Tentative Ruling:

Hearing required.

Party Information

Debtor(s):

Pacific Insulation Company

Represented By
John A Lapinski
Leslie R Horowitz

Movant(s):

Thorpe Insulation Company

Represented By
John P Sande
Gabriel I Glazer

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

CONT...

Pacific Insulation Company

Danielle A Pham
Michael J Mandelbrot
Eve H Karasik

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

2:07-20016 Pacific Insulation Company

Chapter 11

#203.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 6-4-14, 6-3-15, 6-8-16, 6-7-17, 6-13-18

Docket 1

Courtroom Deputy:

6/4/19 - Eve Karasik, (310)229-1234, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Sander Esserman, (214) 354-9945, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Steven Sacks (415) 774-2905, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Jeanine Donohue, 415.901.8644, has been approved for telephonic appearance on 6/12/19 @ 2pm

6/4/19 - Laura Paul, (775) 324-5511, has been approved for telephonic appearance on 6/12/19 @ 2pm

Tentative Ruling:

Continue status conference to a date that can serve as date of hearing on next annual report and accounting.

Party Information

Debtor(s):

Pacific Insulation Company

Represented By
John A Lapinski
Leslie R Horowitz

Movant(s):

Pacific Insulation Company

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

CONT...

Pacific Insulation Company

John A Lapinski
Leslie R Horowitz

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#204.00 Second and Final Application for Compensation and Reimbursement of Expenses for Allen Matkins Leck Gamble Mallory & Natsis, LLP, Special Counsel, Period: 6/30/2017 to 5/9/2019
[Fees requested: \$805,950.00, Expenses: \$16,340.92]

Docket 282

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on final basis fees of \$805,950 and costs of \$16,340.92. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 12, 2019

Hearing Room 1539

2:00 PM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#205.00 Motion For The Entry Of Order for:

(1) A Final Decree Closing The Debtors' Chapter 11 Case

(2) An Order Granting The Debtors A Discharge

Docket 285

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Once remaining outstanding payments are made, enter final decree and grant debtor's discharge.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:19-13377 Sergio Armando Gonzalez and Maria A. Zambrano

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Honda Civic VIN# 2HGFC2F57GH519988

MOVANT: NUVISION FEDERAL CREDIT UNION

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sergio Armando Gonzalez

Represented By
Sam Benevento

Joint Debtor(s):

Maria A. Zambrano

Represented By
Sam Benevento

Movant(s):

NuVision Federal Credit Union

Represented By
Alana B Anaya

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:19-13377 Sergio Armando Gonzalez and Maria A. Zambrano

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2012 Infiniti G VIN#JN1CV6AP9CM624697

MOVANT: NUVISION FEDERAL CREDIT UNION

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sergio Armando Gonzalez

Represented By
Sam Benevento

Joint Debtor(s):

Maria A. Zambrano

Represented By
Sam Benevento

Movant(s):

NuVision Federal Credit Union

Represented By
Alana B Anaya

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:19-13972 Frederick E. Ware

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 2145 West Avenue P8, Palmdale, CA 93551

MOVANT: LAKEVIEW LOAN SERVICING, LLC.

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Opposition does not include the required declaration. Debtor's schedules show a value for the property of \$389,000. Why is the debtor now contending that the property is worth \$345,000? Lender has provided a declaration to support its assertion that its total debt is \$363,888.21. Debtor contends, without any explanation or support whatsoever, that the obligation is only \$270,000.

Debtor has filed a motion to convert, but the required notice has not been given and there is no supporting declaration. There is no evidence to support the conclusion that any reorganization is possible or that there is a reasonable likelihood of reorganization within a reasonable period (which is only applicable if the court were to grant the motion to convert, and, in its present form, the motion will not be granted).

Grant motion without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Frederick E. Ware

Pro Se

Movant(s):

Lakeview Loan Servicing, LLC

Represented By
Cassandra J Richey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

CONT... Frederick E. Ware

Chapter 7

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:19-14781 Albert Kirakosyan

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Lexus GX460 VIN# JTJBM7FX0H5178139

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Albert Kirakosyan

Represented By
Aidan Butler

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:19-15082 Rosario Eva Tzoc Vasquez

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Nissan Sentra
Vin # 3N1AB7AP9HY262171

Docket 8

Courtroom Deputy:

5/28/19 - Mary Ellmann Tang, (925)678-1876, has been approved for telephonic appearance on 6/18/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Rosario Eva Tzoc Vasquez

Represented By
Ameet Gandhi

Movant(s):

BANK OF THE WEST

Represented By
Mary Ellmann Tang

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:19-15139 Scott Eugene Shambley

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY re: 2008 BMW X5 Series, VIN# 5UXFE83528L168412

MOVANT: FIRST INVESTORS FINANCIAL SERVICES, INC.

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Scott Eugene Shambley

Pro Se

Movant(s):

First Investors Financial Services,

Represented By
Jennifer H Wang

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#7.00 Trustee's Motion for Order Compelling Vivint Solar Developer, LLC to Remove Solar Panels from Real Property or Have Them Deemed Legally Abandoned and All Rights Related to the Same Forfeited

Docket 134

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court directed the trustee to file the motion by June 7, set the deadline for oppositions as June 14 and scheduled a hearing on this motion for June 18, 2019 at 10. The court has no problem with the general idea of entering an order that gives Vivint Solar a deadline to remove the panels at its own expense and declares that, if they fail to meet this deadline, Vivint will be deemed to have abandoned the panels, but the court is unwilling to approve deadlines that will already have passed by the time the motion is granted. This is an unreasonable time frame. Enter order providing that, if Vivint has not obtained the required permit(s) and completed the removal of the panels from the property by 5:00 p.m. on July 1, 2019, Vivint be deemed to have abandoned any interest in the panels. This delay may present a problem for the trustee, but the trustee has known about this issue for months and could have sought relief earlier.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Movant(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

CONT... Hedieh Lee

Chapter 7

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

2:19-13471 Nicholas Cascione and Patricia Ann Cascione

Chapter 7

#8.00 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)

MOVANT: GREAT SOUTHERN BANK

fr. 6-11-19

Docket 26

Courtroom Deputy:

5/15/19 - Kimberly Winick, (213)629-5700, has been approved for telephonic appearance on 6/11/19 @ 10am

Tentative Ruling:

This is the second bankruptcy case pending for this debtor within the year, but the debtors filed a motion extending the automatic stay in this case, which the Court granted by order entered April 23, 2019 -- all within 30 days after the commencement of the case. Deny motion without prejudice to the movant's ability to bring a motion seeking relief from the automatic stay.

Party Information

Debtor(s):

Nicholas Cascione

Represented By
David H Chung

Joint Debtor(s):

Patricia Ann Cascione

Represented By
David H Chung

Movant(s):

Great Southern Bank

Represented By
Kimberly S Winick

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

10:00 AM

CONT... Nicholas Cascione and Patricia Ann Cascione

Chapter 7

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01307 NG DIP LIQUIDATING TRUST v. City of Los Angeles

#200.00 Status Conference re: 91 (Declaratory judgment)) Complaint by NG DIP
LIQUIDATING TRUST against City of Los Angeles

fr. 11-27-18, 2-12-19, 5-14-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 7/30/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/15/19 -- Court entered scheduling order with following dates:

Cont'd status conference -- May 14, 2019 at 2:00 pm
L/D to file joint status report -- April 30, 2019
L/D to lodge order appointing mediators -- February 25, 2019
L/D to complete mediation -- May 14, 2019

22519 -- Court approved order appointing mediators.

4/30/19 -- Court approved stipulation continuing hearing to June 18, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 14, 2019.

6/3/19 -- Court approved stipulation continuing hearing to July 30, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Lorie A Ball
David B Shemano

Chapter 11

Defendant(s):

City of Los Angeles

Represented By
Wendy A Loo

Plaintiff(s):

NG DIP LIQUIDATING TRUST

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01355 NG DIP Liquidating Trust v. Echo Global Logistics, Inc.

#201.00 Motion for Default Judgment against Defendants

fr. 4-2-19

Docket 6

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Echo Global Logistics, Inc.

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01355 NG DIP Liquidating Trust v. Echo Global Logistics, Inc.

#202.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Echo Global Logistics, Inc.

fr. 1-8-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Echo Global Logistics, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01365 NG DIP Liquidating Trust v. Pursue

Chapter 11

#203.00 Motion for Default Judgment against Defendant

fr. 4-2-19

Docket 7

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Plaintiff cannot seek to recover by way of a default judgment an amount that exceeds the amount requested in the original complaint. If plaintiff would like to increase the amount of his prayer, he will need to file and serve an amended complaint.

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

Pursue

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01365 NG DIP Liquidating Trust v. Pursue

Chapter 11

#204.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Pursue.

fr. 1-8-19, 4-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Pursue

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01368 NG DIP Liquidating Trust v. Wish for Falling Star, Inc.

#205.00 Motion for Default Judgment against Defendants

fr. 4-2-19

Docket 10

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Wish for Falling Star, Inc.

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01368 NG DIP Liquidating Trust v. Wish for Falling Star, Inc.

#206.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Wish for Falling Star, Inc.

fr. 1-8-19, 4-2-19

Docket 3

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Wish for Falling Star, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, June 18, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Todd M Arnold**

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:19-11164 David Gardner

Chapter 7

**#1.00 Reaffirmation Agreement Between Debtor and American Honda Finance Corporation
[Presumption of undue hardship]**

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval of agreement. Debtor lacks financial wherewithal to remain current on car payments. Therefore, approval would create undue hardship.

Party Information

Debtor(s):

David Gardner

Represented By
Giovanni Orantes

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:19-14401 Won Kim

Chapter 7

**#2.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
[Presumption of undue hardship]**

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? What does debtor hope to achieve by reaffirming this obligation? Hearing required.

Party Information

Debtor(s):

Won Kim

Represented By
M Teri Lim

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:19-14401 Won Kim

Chapter 7

**#3.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
[Presumption of undue hardship]**

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval as not being in debtor's best interest. Debtor is merely co-signor. Adult son drives car and makes payments. There is no benefit to the debtor from reaffirming this debt.

Party Information

Debtor(s):

Won Kim

Represented By
M Teri Lim

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:15-17769 Mary Catherine Kroesser

Chapter 7

#4.00 Debtor's Motion for Reconsideration of the Court's Order Denying Debtor's Motion to Avoid Lien

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Prior motion was denied without prejudice, so the Court has no problem with reconsidering the motion with the new evidence provided, but there is insufficient information/explanation provided to demonstrate that the "deferred amount" needs to be added to the principal balance. A footnote on the loan statement reflects that there was a loan modification. What were the terms of that modification? What is this deferred amount? Is it a deduction from the principal balance of \$283,700 or an addition to it? When and under what circumstances will this \$93,400 be due?

Hearing required.

Party Information

Debtor(s):

Mary Catherine Kroesser

Represented By
David Lozano

Movant(s):

Mary Catherine Kroesser

Represented By
David Lozano

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:19-12885 Towanna Okoronkwo

Chapter 7

#5.00 Debtor's Motion to Dismiss Chapter 7 Case

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion as moot. Case has already been dismissed. No appearance required. Court will prepare order.

Party Information

Debtor(s):

Towanna Okoronkwo	Pro Se
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Movant(s):

Towanna Okoronkwo	Pro Se
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Trustee(s):

Wesley H Avery (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:19-14079 Karen Renee Cuevas

Chapter 7

#6.00 Debtor's Motion to Dismiss Chapter 7 Case

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion to dismiss. Waive appearances. Court will sign order lodged by debtor or prepare its own order.

Party Information

Debtor(s):

Karen Renee Cuevas

Represented By
Marjorie S Archer

Movant(s):

Karen Renee Cuevas

Represented By
Marjorie S Archer
Marjorie S Archer

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:16-24013 Ninja Metrics, Inc. a Delaware corporation

Chapter 7

#7.00 Status Conference re: Debtor's Motion Objecting to Claim No. 6-1 of Mark Kolokotronis in the amount of \$3,167,000.00

fr. 8-2-17, 11-15-17, 4-10-18, 7-18-18, 10-24-18, 2-27-19, 5-8-19

Docket 97

***** VACATED *** REASON: OFF CALENDAR. NO APPEARANCE
REQUIRED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling on matter no. 9.

11/3/17 -- Court approved stipulation continuing hearing to January 24, 2018 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 15, 2017. NO APPEARANCE REQUIRED.

1/18/18 -- Court approved stipulation continuing hearing to April 10, 2018 at 11:00 a.m. OFF CALENDAR FOR JANUARY 24, 2018. NO APPEARANCE REQUIRED.

3/27/18 -- Court approved stipulation continuing hearing to July 18, 2018 at 11:00 a.m. OFF CALENDAR FOR APRIL 10, 2018. NO APPEARANCE REQUIRED.

7/2/18 -- Court approved stipulation continuing hearing to October 24, 2018 at 11:00 a.m. OFF CALENDAR FOR JULY 18, 2018. NO APPEARANCE REQUIRED.

10/9/18 -- Court approved stipulation continuing hearing to February 27, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for February 26, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

CONT... Ninja Metrics, Inc. a Delaware corporation

Chapter 7

In light of tentative ruling for matter no. 101, continue hearing on claim objection to give new chapter 7 trustee an opportunity to decide how he or she would like to proceed with regard to this objection to claim.

5/1/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 8, 2019.

6/5/19 -- Case has been dismissed. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Ninja Metrics, Inc. a Delaware	Pro Se
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Movant(s):

Ninja Metrics, Inc. a Delaware	Pro Se
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Trustee(s):

Jason M Rund (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

**#8.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 43)
fr. 5-29-19, 6-5-19**

Docket 284

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

**#9.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 44)
fr. 5-29-19, 6-5-19**

Docket 294

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#10.00 Debtor's Objection to Claim of MarLu Portland II (Claim Number 45)

fr. 5-29-19, 6-5-19

Docket 298

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#11.00 Debtor's Objection to Claim of MarLu Sea-Tac II (Claim Number 46)

fr. 5-29-19, 6-5-19

Docket 285

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#12.00 Debtor's Objection to Claim of Smart Management & Co., Inc. (Claim Number 47)

fr. 5-29-19, 6-5-19

Docket 286

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#13.00 Debtor's Motion for Turnover of Estate Property Under 11 U.S.C. § 542

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Order Creditor's Adjustment Bureau to instruct JP Morgan Chase to release levied funds to debtor in possession.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

Movant(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

10:00 AM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#14.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for debtor to serve notice of bar date and bar date. Continue case status conference approximately 90 days.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

2:14-26237 Albany Investment Properties, LLC

Chapter 11

#100.00 Post Scheduling and Case Management Conference in a Chapter 11 Case

fr. 10-15-14, 10-29-14, 11-5-14, 1-14-15, 5-20-15, 7-22-15, 10-14-15, 2-10-16,
2-24-16, fr. 3-30-16, 5-11-16, 8-3-16, 9-14-16, 9-28-16, 12-14-16, 2-1-17,
5-3-17, 6-7-17, 8-2-17, 8-30-17, 2-28-18, 7-18-18, 9-5-18, 10-24-18, 11-28-18,
12-19-18

Docket 1

Courtroom Deputy:

6/18/19 - Raymond H. Aver, (310)571-3511, has been approved for telephonic appearance on 6/19/19 @ 11am

Tentative Ruling:

Several parties appear interested in purchasing the debtor's real properties. Debtor should notice sales of these properties subject to overbid even without having first selected a stalking horse bidder. Interested parties competing with one another to purchase these properties should produce highest and best offer as among current prospective purchasers. Set deadline for debtor to bring motion for approval of sales of all properties. Court will enter order appointing trustee if motion to approve sale is not brought by deadline imposed by the Court.

8/3/15 -- Court signed scheduling order setting following dates:

Cont'd hearing on motion to appoint trustee and for relief from stay -- October 14, 2015 at 11:00 a.m.

L/D to file and serve motion for authority to sell Albany Properties -- August 12, 2015

L/D to file application to employ broker(s) (or include within sale motion) -- August 12, 2015

Sale hearing -- October 14, 2015 at 11:00 a.m.

Tentative Ruling for October 14, 2015:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

CONT... Albany Investment Properties, LLC

Chapter 11

If Albany sale closes, will debtor be in a position to file plan? Hearing required.

1/4/16 -- Court approved stipulation continuing hearing to February 24, 2016 at **11:00 a.m.** OFF CALENDAR FOR JANUARY 6, 2016.

Tentative Ruling for February 24, 2016:

If Albany sale closes, will debtor be in a position to file plan? Hearing required.

3/21/16 -- Court signed order continuing hearing to May 11, 2016 at 2:00 p.m. OFF CALENDAR FOR MARCH 30, 2016.

4/25/16 -- Court approved stipulation continuing hearing to August 3, 2016 at 2:00 p.m. OFF CALENDAR FOR MAY 11, 2016.

Tentative Ruling for August 3, 2016:

According to the docket, the parties settled this matter during a settlement conference held June 13, 2016 before Judge Jury. What has happened since then? Will there be an amended plan? What is the status of this matter?

Tentative Ruling for September 14, 2016:

Continue to September 28, 2016 at 11:00 a.m. to be heard concurrently with substantive motions set for hearing at that date and time. OFF CALENDAR FOR SEPTEMBER 14, 2016.

Tentative Ruling for September 28, 2016:

Revisit status of case after conclusion of hearings on related matters.

Tentative Ruling for December 14, 2016:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

CONT... Albany Investment Properties, LLC

Chapter 11

Continue to February 1, 2017 at 2:00 p.m. to be heard concurrently with hearing on amended disclosure statement. OFF CALENDAR FOR DECEMBER 14, 2016.

Tentative Ruling for February 1, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

4/26/17 -- Court approved stipulation continuing hearing to June 7, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 3, 2017. NO APPEARANCE REQUIRED.

6/2/17 -- Court approved stipulation continuing hearing to August 2, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 7, 2017.

Tentative Ruling for August 30, 2017:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for February 28, 2018:

Court has reviewed reorganized debtor's status report. Page 6 of that report states that all class 6 claimants have received payments other than Jeffrey Thomas. Has the reorganized debtor been depositing payments on account of this disputed claim into a disputed claim reserve? Hearing required.

7/16/18 -- Court approved stipulation continuing hearing to September 5, 2018 at 10:00 a.m. OFF CALENDAR FOR AUGUST 8, 2018.

8/31/18 -- Court approved stipulation continuing hearing to October 24, 2018 at 11:00 a.m. OFF CALENDAR FOR SEPTEMBER 5, 2018.

10/18/18 -- Court approved stipulation continuing hearing to November 28, 2018 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018.

11/21/18 -- Court approved stipulation continuing hearing to December 19,

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

CONT... Albany Investment Properties, LLC

Chapter 11

2018 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018.

Tentative Ruling for December 19, 2018:

Court has reviewed reorganized debtor's status report. Continue case status conference to June 19, 2019 at 11:00 a.m. Reorganized debtor should file updated status report, accompanied by declaration, not later than June 5, 2019. APPEARANCES WAIVED ON DECEMBER 19, 2018.

Tentative Ruling for June 19, 2019:

The plan confirmation hearing was August 30, 2017, yet debtor's counsel still has not filed his final fee application. Why not? Is there any reason for this delay? Hearing required.

Party Information

Debtor(s):

Albany Investment Properties, LLC

Represented By
Raymond H. Aver
R Alexander Comley

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#101.00 Motion for Reconsideration of Disallowce of Claim or, in the Alternative to Vacate the order entered May 8, 2018 Granting Debtor's Amended Motion to Extend Time Period for Payments under Confirmed Plan and Eliminate Requirement to Continue Paying Creditors Who Have Failed to Provide Current Contact Information

Docket 210

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

When and how did movant learn of the granting of the extension motion and the disallowance of its unsecured claim? (The order eliminating the requirement that payments be made on the unsecured claim was entered on May 8, 2018.) Why did the movant wait until now to bring this motion?

Was the debtor attempting to mail payments for the unsecured portion of the claim to an address different from the address being used for the unsecured portion of the claim? If so, why?

Hearing required.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

Movant(s):

BAYVIEW LOAN SERVICING,

Represented By
Edward G Schloss

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#102.00 Debtor's Motion For Final Decree and Order Closing Case

Docket 206

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Consider this motion after conclusion of hearing on motion to reconsider.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

Movant(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#103.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 7-11-13; 8/15/13, 8-22-13, 9-26-13, 10-23-13, 2-26-14, 6-4-14, 12-3-14, 6-10-15, 12-9-15, 6-15-16, 12-14-16, 5-17-17, 6-7-17, 12-6-17, 3-21-18, 9-26-18, 3-20-19, 5-1-19

Docket 82

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue case status conference to December 3, 2014 at 11:00 a.m. Debtor should file with the Court status report that sets forth plan payments made through that date not later than November 21, 2014. APPEARANCES WAIVED ON JUNE 4, 2014.

Tentative Ruling for December 3, 2014:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for June 10, 2015:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for December 9, 2015:

Continue status conference for approximately 6 months. Set new deadline for filing status report and discuss form of status report with debtor.

Final Ruling for December 9, 2015:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

Continue hearing to June 15, 2016 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than June 3, 2016.

Tentative Ruling for June 15, 2016:

Where is the status report that should have been filed by June 3, 2016?

Tentative Ruling for December 14, 2016:

Court ordered debtor to file updated status report by December 1. The only report the Court has seen is the Post-Confirmation Status Report for the quarter ending September 30, 2016, filed December 5, 2016. According to that report, the debtor made a total of \$31,268.15 in disbursements during the third quarter. Is this right? Is the debtor now current on her plan payments? Hearing required.

Final Ruling for December 14, 2016:

Debtor is now in compliance and is current on her plan payments. Continue hearing to May 17, 2017 at 11:00 a.m. Reorganized debtor should file and serve an updated status report not later than May 5, 2017.

Tentative Ruling for May 17, 2017:

Where is the status report that should have been filed on May 5, 2017? What is the status of this case? Hearing required.

Tentative Ruling for June 7, 2017:

Court has reviewed reorganized debtor's status reports. Continue case status conference to December 6, 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than November 29, 2017.

APPEARANCES WAIVED ON JUNE 7, 2017.

Tentative Ruling for December 6, 2017:

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Wednesday, June 19, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

According to coversheet to status report, payments to BNY Mellon and Deutsche Bank on account of unsecured claims are being returned uncashed? Has debtor had any contact with creditors? Have they explained why this is occurring? Hearing required.

Final Ruling for December 6, 2018:

Continue case status conference to March 21, 2018 at 11:00 a.m.
Reorganized debtor should file updated status report by March 9, 2018. UST should serve written notice on the debtor.

Tentative Ruling for March 21, 2018:

Docket does not reflect service of a notice or filing of an updated status report. What is the status of this matter? Hearing required.

Tentative Ruling for September 26, 2018:

Continue case status conference to March 20, 2019 at 11:00 a.m.
Reorganized debtor should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

Tentative Ruling for March 20, 2019:

Court previously disallowed the unsecured portion of secured creditors' claims due to their failure to provide correct mailing address information, but their secured claims remain as liens against the debtor's property. Does the debtor agree with the information contained in secure creditors' notice regarding failure to make post-petition plan payments on their secured claims?

Hearing required.

Tentative Ruling for May 1, 2019:

Debtor filed a motion for a final decree on negative notice on April 16, 2019.
Continue hearing to June 19, 2019 at 11:00 a.m. to give the court an

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CONT... Tabitha A. Joiner

Chapter 11

opportunity to process motion for final decree. **Appearances waived on May 1, 2019.** (Once notice period for motion has passed, debtor should file a declaration attesting to the fact that she hasn't received any oppositions, if this is the case, and asking that the Court issue a final decree. If anyone files an opposition to the motion, debtor should notice a hearing on the opposition to her motion.)

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

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Wednesday, June 19, 2019

Hearing Room 1539

2:00 PM

2:12-30218 Edgar Reinoso

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 1252

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Edgar Reinoso

Represented By
Saqib Zuberi - DISBARRED -
Rovee Vanderbilt B. Pruna
Hector Vega

Trustee(s):

Sam S Leslie (TR)

Represented By
Elissa Miller
Jason Balitzer
William K Mills
Asa S Hami
David J Richardson

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Wednesday, June 19, 2019

Hearing Room 1539

2:00 PM

2:14-12860 WELCOME MANAGEMENT CORP.

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 83

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

WELCOME MANAGEMENT

Represented By
Phillip H Kwon

Trustee(s):

Peter J Mastan (TR)

Represented By
Lei Lei Wang Ekvall
Kyra E Andrassy

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Wednesday, June 19, 2019

Hearing Room 1539

2:00 PM

2:14-32781 Maximiliano Henriquez

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 91

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Maximiliano Henriquez

Represented By
Marcus Gomez

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Byron Z Moldo
Peter A Davidson
Ori S Blumenfeld

**United States Bankruptcy Court
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Wednesday, June 19, 2019

Hearing Room 1539

2:00 PM

2:16-23101 Ridgill Johnson Properties, Inc a Corporation

Chapter 7

#203.00 Trustee's Final Report and Applications for Compensation

Docket 74

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Ridgill Johnson Properties, Inc a

Represented By
Perfistry Mcghee

Trustee(s):

Peter J Mastan (TR)

Represented By
Lei Lei Wang Ekvall

**United States Bankruptcy Court
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Wednesday, June 19, 2019

Hearing Room 1539

2:00 PM

2:17-16806 Martin Edward Rodriguez

Chapter 7

#204.00 Trustee's Final Report and Applications for Compensation

Docket 53

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Martin Edward Rodriguez

Represented By
Raymond Perez

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay
Lindsey L Smith

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Wednesday, June 19, 2019

Hearing Room 1539

2:00 PM

2:17-24801 Viken Manjikian

Chapter 11

#205.00 First and Final Application for Compensation and Reimbursement of Expenses for Whitmarsh Family Law, PC, Special Counsel, Period: 1/7/2018 to 3/31/2019
[Fees requested: \$51,173.76, Expenses: \$268.04]

Docket 251

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees of \$51,173.76 and costs of \$268.04. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

Movant(s):

Whitmarsh Family Law, PC

Pro Se

**United States Bankruptcy Court
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Tuesday, June 25, 2019

Hearing Room 1539

10:00 AM

2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

#1.00 Plaintiffs' Motion In Limine To Exclude Testimony From Witness Not Timely Disclosed

Docket 220

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Mark Thompson was not listed as one of defendant's witnesses on the pretrial order and no direct testimony declaration was filed for him. Grant motion. Dr. Thompson may not be offered as a witness at trial.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Plaintiff(s):

Commerce Drive, LP

Represented By
Andy Kong
James KT Hunter

Soledad Commons, LLC

Represented By
Andy Kong
James KT Hunter

South City Wichita Partners, LLC

Represented By

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10:00 AM

CONT... Michael Joel Kamen

Chapter 7

	Andy Kong James KT Hunter
Larchmere Partners, LLC	Represented By Andy Kong James KT Hunter
Garson Victory, LLC	Represented By Andy Kong James KT Hunter
501 Grant Street Partners, LLC	Represented By Andy Kong James KT Hunter
111 Sunset, LP	Represented By Andy Kong James KT Hunter
Center City Tower, LP	Represented By Andy Kong James KT Hunter
201 North Brand, LLC	Represented By Andy Kong James KT Hunter
357 South Broadway, LLC	Represented By Andy Kong James KT Hunter
1530 West Covina Parkway, LLC	Represented By Andy Kong James KT Hunter
Gerson & Gertrude Fox Family Trust	Represented By Andy Kong James KT Hunter
Gertrude Fox	Represented By Andy Kong

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James KT Hunter
Benjamin Nachimson
David B Golubchik

Gerson Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Elissa D. Miller

Represented By
Ryan D O'Dea

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

**United States Bankruptcy Court
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Tuesday, June 25, 2019

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10:00 AM

2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

- #1.10** Defendant Michael J. Kamen's Motion *in Limine* to Preclude Direct Testimony from Plaintiffs' Designated Witnesses and Plaintiffs' Evidence Not Produced to Defendant

Docket 225

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

LBR 7016-1 requires that the parties joint pretrial order include the statement, "Attached is a list of exhibits intended to be offered at the trial by each party, other than exhibits to be used for impeachment only. The parties have exchanged copies of all exhibits." This statement should have been included in the parties' joint pretrial order. Instead, the parties submitted an order that provided, "Once the parties exchange their exhibits, the parties intend to file a separate stipulation with respect to the admissibility of exhibits," which reflects the parties' understanding and acknowledgment of the requirement that parties must exchange copies of all exhibits. (Court also made clear on the record at the time of the pretrial conference that it expected the parties to exchange copies of all exhibits in their exhibit books.) For some reason, and notwithstanding multiple requests therefor, plaintiff has not provided defendant with copies of exhibits 9 and 12. Therefore, these exhibits cannot be admitted. Grant motion insofar as it requests this relief.

Plaintiffs have filed a declaration explaining why plaintiffs were unable to obtain the testimony of Messrs. Laski, Guess and Schwartz by the applicable deadline. Mr. Golubchik does not have the ability to compel any of these gentlemen to provide him with a declaration. Deny motion insofar as it seeks to bar them from testifying. If they appear at trial, they will be permitted to testify orally.

With regard to plaintiffs' intention to introduce Mr. Kaftan's testimony by

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CONT... Michael Joel Kamen

Chapter 7

declaration, the motion does not discuss the applicable legal authorities -- when it is appropriate to offer a witness's testimony by offering into evidence his deposition transcript. Under FRE 804(b), Mr. Kaftan's deposition testimony may be offered at trial if Mr. Kaftan is "unavailable as a witness" within the meaning of Rule 804(a). It appears that he will meet that definition if counsel for plaintiffs "has not been able by process or other reasonable means" to procure his attendance. Pursuant to FRCP 45(c), made applicable by FRBP 9016, a witness may be compelled to appear at trial within 100 miles of where the person resides, is employed, or regularly transacts business; or within his state of residence if the person is a party or an officer of a party or he is being subpoenaed to attend a trial and appearing at trial would not cause him to incur substantial expense. Mr. Golubchik reports that Mr. Kaftan is in Detroit, Michigan and that his counsel reports that he will not willingly attend trial. As to whether or not he could be compelled to attend, the court has no admissible evidence as to Mr. Kaftan's place of residence or work address, but it seems unlikely that he has a residence within 100 miles of the court or that he works within the state of California. Deny motion insofar as it seeks to bar plaintiffs from introducing the deposition testimony of Mr. Kaftan.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Movant(s):

Michael Joel Kamen

Represented By
Richard H Lee

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CONT... Michael Joel Kamen

Chapter 7

Plaintiff(s):

Commerce Drive, LP	Represented By Andy Kong James KT Hunter
Soledad Commons, LLC	Represented By Andy Kong James KT Hunter
South City Wichita Partners, LLC	Represented By Andy Kong James KT Hunter
Larchmere Partners, LLC	Represented By Andy Kong James KT Hunter
Garson Victory, LLC	Represented By Andy Kong James KT Hunter
501 Grant Street Partners, LLC	Represented By Andy Kong James KT Hunter
111 Sunset, LP	Represented By Andy Kong James KT Hunter
Center City Tower, LP	Represented By Andy Kong James KT Hunter
201 North Brand, LLC	Represented By Andy Kong James KT Hunter
357 South Broadway, LLC	Represented By Andy Kong James KT Hunter

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CONT... Michael Joel Kamen Chapter 7

1530 West Covina Parkway, LLC

Represented By
Andy Kong
James KT Hunter

Gerson & Gertrude Fox Family Trust

Represented By
Andy Kong
James KT Hunter

Gertrude Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Gerson Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Elissa D. Miller

Represented By
Ryan D O'Dea

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

**United States Bankruptcy Court
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Tuesday, June 25, 2019

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10:00 AM

2:12-19793 Michael Joel Kamen

Chapter 7

Adv#: 2:12-01805 Fox et al v. Kamen

#2.00 TRIAL re: 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)) Complaint by Gerson and Gertrude Fox against Michael Joel Kamen

fr. 8-21-12, 8-28-12, 1-31-13, 3-28-13, 5-28-13, 11-5-13, 5-27-14, 12-2-14, 5-5-15, 11-3-15, 2-2-16, 5-24-16, 8-30-16, 10-18-16, 2-7-17, 4-25-17, 5-9-17, 6-27-17, 7-6-17, 7-11-17, 10-5-17, 10-31-17, 1-30-18, 4-3-18, 7-17-18, 10-23-18, 3-19-18, 4-9-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Rulings on Evidentiary Objections:

Kamen's Objections to Kaftan Deposition testimony

1. Overrule.
2. Sustain as to everything after "I guess" Overrule as to balance.
3. Overrule. (Confusing, misleading, vague, etc. go to weight, not to admissibility and, as this is a bench trial, court is not particularly concerned about testimony that might be irrelevant.)
4. Overrule.
5. Overrule.
6. Overrule.
7. Overrule. (With regard to statements concerning the source of the funds, from the context, court is prepared to assume that Kaftan's statements are based on information obtained from Kamen, which would make this testimony hearsay, but for the fact that it is an admission by a party opponent. Kamen is free to dispute substance of the statements if they are inaccurate, but it appears from Kamen's declaration that these statements are accurate. So

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CONT... Michael Joel Kamen

Chapter 7

why even bother to object to the admission of this testimony?)
8. Overrule.

Plaintiffs' Objections to Kamen Declaration

1. Exhibit E is being offered as evidence of the truth of the contents. Therefore, it is hearsay, not within any exception. Sustain.
2. Overrule.
3. Overrule.
4. Overrule.
5. Sustain, lack of personal knowledge.
6. Overrule.
7. Overrule.
8. Overrule.
9. Overrule.
10. Overrule to the extent that it is being offered on the issue of defendant's statement of mind. Sustain to the extent that declarant is attempting to offer evidence as to the truth of the matter asserted.
11. Sustain, hearsay. (Here, it appears that it is being offered for the truth of the matter asserted.)
12. Overrule.

Plaintiffs' Objections to Kaftan Deposition Testimony

Overrule.

NOTE: Only remaining claim is whether defendant's discharge should be barred pursuant to section 727(a)(4). Court has already found that Kamen made material false oaths on his schedules. Only remaining issue is whether these false oaths were made knowingly and fraudulently.

Party Information

Debtor(s):

Michael Joel Kamen

Represented By
Leslie A Cohen
Neal Salisian
Richard H Lee

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CONT... Michael Joel Kamen

Chapter 7

Defendant(s):

Michael Joel Kamen

Represented By
Richard H Lee

Plaintiff(s):

Commerce Drive, LP

Represented By
Andy Kong
James KT Hunter

Soledad Commons, LLC

Represented By
Andy Kong
James KT Hunter

South City Wichita Partners, LLC

Represented By
Andy Kong
James KT Hunter

Larchmere Partners, LLC

Represented By
Andy Kong
James KT Hunter

Garson Victory, LLC

Represented By
Andy Kong
James KT Hunter

501 Grant Street Partners, LLC

Represented By
Andy Kong
James KT Hunter

111 Sunset, LP

Represented By
Andy Kong
James KT Hunter

Center City Tower, LP

Represented By
Andy Kong
James KT Hunter

201 North Brand, LLC

Represented By
Andy Kong
James KT Hunter

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10:00 AM

CONT... Michael Joel Kamen

Chapter 7

357 South Broadway, LLC

Represented By
Andy Kong
James KT Hunter

1530 West Covina Parkway, LLC

Represented By
Andy Kong
James KT Hunter

Gerson & Gertrude Fox Family Trust

Represented By
Andy Kong
James KT Hunter

Gertrude Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Gerson Fox

Represented By
Andy Kong
James KT Hunter
Benjamin Nachimson
David B Golubchik

Elissa D. Miller

Represented By
Ryan D O'Dea

Trustee(s):

Richard J Laski (TR)

Represented By
Jonathan M Weiss
Sasha M Gurvitz

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:17-10093 Artak Babakhanyan

Chapter 7

Adv#: 2:18-01322 Commonwealth Land Title Insurance Company v. Babakhanyan

#1.00 Order to appear for Examination of Judgment Debtor for Enforcement of Judgment to ARTAK BABAKHANYAN

Docket 21

Courtroom Deputy:

7/1/19 - Ms. Ragland's office called - No appearance by Counsel as she will be submitting a new application/order and this current order was not served as they don't have a correct address for the Defendant.

Tentative Ruling:

If witness appears, have reporter administer oath and instruct parties to adjourn to attorney conference room for examination.

Party Information

Debtor(s):

Artak Babakhanyan

Represented By
Scott Kosner

Defendant(s):

Artak Babakhanyan

Pro Se

Plaintiff(s):

Commonwealth Land Title Insurance

Represented By
Karen A Ragland

Trustee(s):

Richard K Diamond (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:19-13298 Aleksandr Kosemyan

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 HONDA ACCORD, VIN: 1HGC R2F3 1HA0 15114

MOVANT: HONDA LEASE TRUST .

Docket 12

Courtroom Deputy:

6/24/19 - Vincent Frounjian, (818)859-7511 has been approved for telephonic appearance on 7/2/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Aleksandr Kosemyan

Represented By
Roland H Kedikian

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:19-14157 Miguel Luciano Beno

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 721 North Orchard Drive, Burbank, California 91506

MOVANT: THE BANK OF NEW YORK MELLON

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Miguel Luciano Beno

Represented By
Cameron H Totten

Movant(s):

The Bank of New York Mellon f/k/a

Represented By
Erica T Loftis Pacheco

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:19-15056 Kary Anne Weybrew

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 CADILLAC XT5 VIN 1GYKNBRS1HZ252383

MOVANT: ACAR LEASING LTD

Docket 8

Courtroom Deputy:

6/20/19 - Jennifer H. Wang (714) 431-1058, has been approved for telephonic appearance on 7/2/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Kary Anne Weybrew

Represented By
Steven A Alpert

Movant(s):

ACAR Leasing LTD d/b/a GM

Represented By
Jennifer H Wang

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:19-15125 Pamela Pearl McCowen

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 GMC Terrain;
VIN:2GKALMEK7H6351041

MOVANT: AMERICREDIT FINANCIAL SERVICES, INC.

Docket 9

Courtroom Deputy:

6/20/19 - Jennifer H. Wang (714) 431-1058, has been approved for telephonic appearance on 7/2/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Pamela Pearl McCowen

Represented By
Julie J Villalobos

Movant(s):

AmeriCredit Financial Services, Inc.

Represented By
Jennifer H Wang

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:19-15188 David Acosta

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6137 Ogden Nash Way, Sacramento, CA 95842

MOVANT: NATIONSTAR MORTGAGE, LLC.

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

David Acosta

Pro Se

Movant(s):

Nationstar Mortgage LLC D/B/A

Represented By
Gilbert R Yabes

Trustee(s):

John P Pringle (TR)

Pro Se

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Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:19-15259 Western Pacific International, Inc

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 1201 S. Los Angeles St. #4, Los Angeles, CA 90015

MOVANT: CITYWIDE PROPERTY MANAGEMENT & CONSULTING, INC.

Docket 15

Courtroom Deputy:

7/1/19 - Case dismissed on 6/6/19 due to Non-Individual Debtor lacking counsel. Case Closed on 6/28/19.

Tentative Ruling:

Case has been dismissed. Motion does not seek extraordinary relief. Deny motion as moot. No appearance required. Court will prepare order.

Party Information

Debtor(s):

Western Pacific International, Inc	Pro Se
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Movant(s):

Citywide Property Management &	Represented By
	Joseph Cruz

Trustee(s):

Rosendo Gonzalez (TR)	Pro Se
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Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 2, 2019

Hearing Room 1539

10:00 AM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 637 East 29th Street, Los Angeles, CA 90011

MOVANT: CENTER STREET LENDING FUND IV SPE, LLC.

fr. 11-27-18, 12-12-18, 2-6-19, 2-27-19, 4-17-19, 5-29-19

Docket 106

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This is a chapter 11 case and there is no evidence that the property is declining in value. Court is not yet in a position to include that there is no reasonable prospect of reorganization within a reasonable period. Debtor has filed a plan and disclosure statement that is set for hearing on December 12, 2018. Deny motion or, if movant prefers and consents to continuance, continue hearing to coincide with date of hearing on disclosure statement so that, if court concludes that plan cannot be confirmed within a reasonable period at some point during the confirmation process, it can grant relief from stay.

Tentative Ruling for May 29, 2019:

Revisit motion after conclusion of hearings on related matters on calendar.

Final Ruling for May 29, 2019:

Continue hearing to July 2, 2019 at 10:00 a.m. Movant may file and serve supplemental declaration as to what debtor is failing to do that means it is not adequately protected not later than June 11, 2019. Debtor will have to and including June 21, 2019 to file and serve a response to any such declaration.

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CONT... Denise Latrice Wheeler

Chapter 11

Tentative Ruling for July 2, 2019:

Debtor has now paid post-petition taxes. (Although debtor only paid the December 2018 and April 2019 installments, it appears that the taxing authority is treating the installment that became delinquent when it was not paid on April 10, 2018 as relating to the prepetition period.)

If debtor has proof that she has made the reimbursement payment for cash collateral used for personal purposes from a source other than cash collateral by June 30, 2019, enter adequate protection order requiring debtor to remain current on post-petition taxes and insurance and to spend the cash collateral only for purposes authorized by the cash collateral order. If debtor fails to do any of the foregoing, movant can serve a 14-day cure notice. If debtor fails to cure the default within this 14-day period, movant can file declaration re default and upload order granting relief from stay. (Movant should use mandatory form; form should provide for a maximum of 3 cure notices.)

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

Movant(s):

Center Street Lending Fund IV SPE,

Represented By
Kristin A Zilberstein

**United States Bankruptcy Court
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Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: nonresidential 716 N. La Cienega Blvd., Los Angeles, CA 90069

MOVANT: WITERBEE PROPERTIES, LLC.

Docket 67

***** VACATED *** REASON: 6/11/19 - ORDER ENTERED RESOLVING MOTION.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/11/19 -- Court approved order resolving motion. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

Witherbee Properties, LLC

Represented By
Christopher O Rivas

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

2:00 PM

2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#200.00 Pretrial Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e)))
Complaint by Michael Cunjak against Joseph Michael Garcia

fr. 4-3-18, 7-17-18, 0-2-18, 11-27-18, 2-26-19, 4-16-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late July, 2018 and continue status conference to approximately same time frame.

4/9/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- July 17, 2018 at 2:00 p.m.

L/D to file joint status report -- July 3, 2018

L/D to conduct discovery -- July 31, 2018

Tentative Ruling for July 17, 2018:

Continue status conference to date of continued hearing on discovery motion.
Continue discovery cutoff in the interim.

9/12/18 -- Court signed order extending discovery cutoff to October 31, 2018.

9/18/18 -- Court approved stipulation continuing hearing to November 27, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for November 27, 2018:

Revisit status of action after conclusion of hearing on matter no. 206.

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2:00 PM

CONT... Joseph Michael Garcia

Chapter 7

Tentative Ruling for February 26, 2019:

Rule 68 offer, if it was an offer of money to plaintiff, is inappropriate here. The claim is a claim under section 727 only. Plaintiff cannot accept a monetary settlement from the defendant. Therefore, any Rule 68 offer of money to plaintiff will not have its intended effect because plaintiff cannot accept it.

However, there is such a thing as a compromise of a 727 action. Plaintiff could agree, for example, to drop his objection to discharge in exchange for the defendant's delivering certain monies or returning certain assets to the estate for the benefit of creditors generally.

Has either party filed any pretrial motions? What motions have been or will be filed? Hearing required.

Tentative Ruling for April 16, 2019:

Revisit status of action after conclusion of related matters on calendar.

Tentative Ruling for July 2, 2019:

Court has a number of minor comments concerning the form of the joint pretrial order that will be discussed on the record at the time of hearing. Set deadline for parties to lodge revised pretrial order, trial date and briefing schedule.

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

**United States Bankruptcy Court
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2:00 PM

CONT... Joseph Michael Garcia

Chapter 7

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, July 2, 2019

Hearing Room 1539

2:00 PM

2:17-25226 RYAN ROUNTREE

Chapter 7

Adv#: 2:18-01058 CALIFORNIA CAPITAL INSURANCE CO. v. ROUNTREE et al

#201.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by California Capital Insurance Co. against Ryan Rountree, Danielle Rountree

fr. 5-8-18, 6-5-18, 9-11-18, 12-4-18, 3-5-19, 4-9-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Parties should not use "all caps" in future status reports. It is difficult and unpleasant to read.

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to the date of the continued status conference.

Final Ruling for June 5, 2018:

Continue status conference to September 11, 2018 at 2:00 p.m. Parties should file joint status report not later than August 28, 2018. Parties are to complete a day of mediation by September 11, 2018 and should lodge an order appointing a mediator not later than June 29, 2018. Plaintiff is to lodge a scheduling order with these dates.

Tentative Ruling for September 11, 2018:

Impose sanctions on counsel for plaintiff of \$150 for failing to lodge scheduling order in a timely manner or at all. Court would have imposed additional sanctions for failing to lodge an order appointing a mediator, but it appears that the mediator was willing to proceed without an order employing

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CONT... RYAN ROUNTREE

Chapter 7

him, as the mediator filed a certificate of completion, stating that the parties attended a mediation on July 16, 2017. Inexplicably, that order refers to an order appointing the mediator dated June 13, 2018, but there is no such order on the docket. Perhaps plaintiff would have had more success in getting defendant to cooperate in the preparation of a joint status report had there been a written order of the court directing the defendant to participate in the preparation of such a report, as there would have been had plaintiff lodged such an order as directed by the court.

Why did plaintiff file both docket no. 17 (a unilateral status report on Form 7016-1.STATUS.REPORT) and docket no. 20 (a unilateral status report on pleading paper)? Is there any difference between the contents of the two documents?

Why didn't defendant participate in the preparation of a joint status report? Why haven't the parties met and conferred? Why hasn't plaintiff been able to notice defendant's deposition?

Hearing required.

9/12/18 -- Court signed scheduling order setting following dates:

Cont'd status conference -- December 4, 2018 at 2
L/D to file joint status report -- November 20, 2018
Discovery cutoff -- November 30, 2018

Tentative Ruling for December 4, 2018:

Impose sanctions of \$150 on counsel for defendant for failing to participate in the preparation of a joint status report. (Plaintiff's counsel should use the court form for status reports in the future.) Issue OSC why defendant's answer should not be stricken and plaintiff permitted to proceed by way of default based on failure of defense counsel to meet and confer and participate in discussions concerning the scheduling of discovery. Defense counsel needs to respond to communications from plaintiff's counsel. Extend discovery cutoff by approximately 90 days and continue status conference to

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CONT... RYAN ROUNTREE

Chapter 7

approximately same time frame.

12/11/18 -- Court issued order imposing sanctions of \$150 on defendant's counsel for failing to review local rules and therefore being unaware that obligation to cause a joint status report to be filed is a joint obligation and making no effort to contact plaintiff's counsel in a timely manner to prepare or discuss preparation of joint status report. Court extended discovery cutoff to February 28, 2019 and set deadline for filing pretrial motions of January 15, 2019. (Any such motions should be set for hearing not later than March 5, 2019.) Court waived requirement of joint status report for March 5 status conference only.

Tentative Ruling for March 5, 2019:

No pretrial motions have been filed and scheduled for March 5. Have parties now completed discovery? If so, set date for pretrial conference and deadline for lodging joint pretrial order. Is this an appropriate matter to be sent to mediator? If not, why not? Hearing required.

Final Ruling for March 5, 2019:

Continue status conference to April 9, 2019 at 2:00 p.m. Defendant will file and serve by March 11, 2019 motion to extend discovery cutoff to permit defendant to depose Mr. Fiorelli and set motion for hearing on April 9, 2019 at 2:00 p.m. Motion should include discussion of why this motion was brought so long after expiration of discovery cutoff.

Tentative Ruling for April 9, 2019:

Revisit status of action after conclusion of hearing on motion to extend discovery cutoff.

Tentative Ruling for July 2, 2019:

Impose sanctions of \$150 on counsel for plaintiff for failing to lodge scheduling order (the one setting deadline for filing pretrial motions) as directed by the Court at April 9 hearing. Impose additional sanctions of \$150

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CONT... RYAN ROUNTREE

Chapter 7

on counsel for each party for failing to file joint status report in a timely manner.

Party Information

Debtor(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

Defendant(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Joint Debtor(s):

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Plaintiff(s):

CALIFORNIA CAPITAL

Represented By
Bruce N Graham

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

2:00 PM

2:18-10808 Clotrimazole, Inc.

Chapter 7

Adv#: 2:19-01130 Leslie v. Broidy et al

#202.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property)) Complaint by Sam S. Leslie against Alan F. Broidy, Heather B Broidy

Docket 1

***** VACATED *** REASON: 6/13/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/13/19 -- Court approved stipulation for voluntary dismissal of action. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Clotrimazole, Inc.

Represented By
Alan F Broidy

Defendant(s):

Alan F. Broidy

Pro Se

Heather B Broidy

Pro Se

Plaintiff(s):

Sam S. Leslie

Represented By
Rosendo Gonzalez

Trustee(s):

Sam S Leslie (TR)

Represented By
Rosendo Gonzalez

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Tuesday, July 2, 2019

Hearing Room 1539

2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

Adv#: 2:18-01338 Yoo v. Timberland Bank

#203.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

fr. 1-8-19, 1-29-19, 5-14-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for January 29, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame. Order parties to complete a day of mediation prior to date of continued status conference.

Tentative Ruling for July 2, 2019:

Revisit status after conclusion of hearing on motion for approval of compromise.

Party Information

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2:00 PM

CONT... Colima BBQ, Inc

Chapter 7

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

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2:00 PM

2:18-10888 Colima BBQ, Inc

Chapter 7

#203.10 Defendant's Motion to Approve Compromise of Controversies between the Trustee and Timberland Bank

Docket 201

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Hearing required.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

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2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

Adv#: 2:18-01337 Yoo v. Timberland Bank et al

#204.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Timothy J. Yoo against Timberland Bank

fr. 1-8-19, 1-29-19, 5-14-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/21/18 -- Court approved stipulation giving defendant until December 12, 2018 to respond to complaint.

12/14/18 -- Court approved stipulation continuing status conference to January 29, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

Tentative Ruling for January 29, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame. Order parties to complete a day of mediation prior to date of continued status conference.

Tentative Ruling for July 2, 2019:

Revisit status after conclusion of hearing on motion for approval of compromise.

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CONT... RH BBQ, Inc

Chapter 7

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Defendant(s):

Timberland Bank

Represented By
Marshall F Goldberg

Timberland Bank c/o Glass &

Represented By
Marshall F Goldberg

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-11469 RH BBQ, Inc

Chapter 7

#204.10 Defendant's Motion to Approve Compromise of Controversies between the Trustee and Timberland Bank

Docket 228

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Hearing required.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-17826 Dante Lorenzo Venegas

Chapter 7

Adv#: 2:18-01462 Venegas v. Educational Credit Management Corporation, a non-p

#205.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Dante Lorenzo Venegas against Navient Solutions, LLC a Delaware limited liability company

fr. 2-26-19, 4-9-19

Docket 1

Courtroom Deputy:

6/24/19 - Scott Schiff, (310)276-2026, has been approved for telephonic appearance on 7/2/19 @ 2pm

Tentative Ruling:

2/1/19 -- Court approved stipulation continuing status conference to April 9, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

3/21/19 -- Court approved stipulation dismissing Navient and adding ECMC. ECMC has to and including 10 days after entry of order to respond to complaint.

Tentative Ruling for April 9, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties should file updated joint status report not later than 14 days prior to continued status conference date.

Tentative Ruling for July 2, 2019:

Continue status conference to October 1, 2019 at 2:00 p.m. Parties should file updated joint status report not later than 14 days prior to continued status conference date. APPEARANCES WAIVED ON JULY 2, 2019.

Party Information

**United States Bankruptcy Court
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CONT... Dante Lorenzo Venegas

Chapter 7

Debtor(s):

Dante Lorenzo Venegas

Pro Se

Defendant(s):

Educational Credit Management

Represented By
Scott A Schiff

Plaintiff(s):

Dante Lorenzo Venegas

Represented By
C John M Melissinos
Keith Patrick Banner

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01022 Avery v. Beverly Hills Bestfields Investments, Inc. et al

#206.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) Complaint by Wesley H Avery against Beverly Hills Bestfields Investments, Inc., Benjamin An, Corbel Architects, Inc., Accu-Test Structural Laboratories, Inc., Thomas Kim, King Star Security Patrol, Inc.

fr. 4-2-19

Docket 1

Courtroom Deputy:

4/24/19 - Notice of dismissal filed for Benjamin An, Corbel Architects, Inc. and King Star Security Patrol, Inc.

6/24/19 - Nami King, (310)785-0885, has been approved for telephonic appearance on 7/2/19 @ 2pm

Tentative Ruling:

3/5/19 -- Court approved stipulation continuing defendant's deadline to respond to complaint to March 13, 2019.

Tentative Ruling for April 2, 2019:

Is it appropriate for the trustee to have sued all of these lienholders in a single adversary proceeding? Would it have been more appropriate for separate adversary proceedings to be brought against these defendants?

None of the parties have asked that the matter be sent to mediation. What needs to happen before it would be appropriate to send this matter to mediation?

Hearing required.

Final Ruling for April 2, 2019:

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2:00 PM

CONT... **Bricks Hospitality Group, L.L.C.**

Chapter 7

Continue status conference to July 2, 2019 at 2:00 p.m. Parties shall file joint status report not later than June 18, 2019. Trustee will dismiss his claims against the answering defendants (other than Beverly Hills Bestfields Investments, Inc.) without prejudice and file new adversary proceedings against these three separately.

4/24/19 -- Trustee filed notice of dismissal of defendants Benjamin An, Corbel Architects, Inc. and King Star Security Patrol, Inc.

Tentative Ruling for July 2, 2019:

Why don't the parties want this matter sent to mediation? Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.	Represented By Victor A Sahn
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Defendant(s):

Beverly Hills Bestfields	Represented By Nami Kang
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Accu-Test Structural Laboratories,	Pro Se
Thomas Kim, dba Global	Pro Se

Plaintiff(s):

Wesley H Avery	Represented By Varand Gourjian
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Trustee(s):

Wesley H Avery (TR)	Represented By Varand Gourjian
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Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#207.00 Status Conference re: 31 (Approval of sale of property of estate and of a co-owner - 363(h)) Complaint by Wesley H Avery against Bon Koo Kim, Youngsook Kim, Ki Y Jang

fr. 4-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 2, 2019:

In status report, trustee states that he has agreed to extend the deadline for Bon Koo Kim and Youngsook Kim to respond to the complaint until April 10, 2019. Court approval is required for such an extension. Trustee should either file a stipulation to this effect and upload order or at least upload a form of order to memorialize this extension.

Can this matter be adjudicated before the adversary proceeding on calendar as number 209 has been resolved, at least in part? How can the court determine whether there is any equity in the property and therefore whether there is any point in authorizing a sale of the property until it has determined whether any of the liens the trustee has challenged are avoidable?

Hearing required.

Final Ruling for April 2, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties shall file joint status report not later than June 18, 2019.

Tentative Ruling for July 2, 2019:

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CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Trustee filed a unilateral status report. Where is the declaration that the local rules require accompany a unilateral status report?

What, if anything, is left of this action? There is a stipulation for the entry of judgment, reciting that the two defendants stipulating to judgment are the two remaining defendants. Why doesn't the status report say anything about the defaults or the stipulation? In other words, the status report does not contain any information actually relevant to the status of this action. This is problematic. Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Bon Koo Kim

Pro Se

Youngsook Kim

Pro Se

Ki Y Jang

Pro Se

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
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2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01116 Avery v. An

#208.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(91 (Declaratory judgment))Complaint by Wesley H Avery against Steven J Barkin

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 to 120 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Benjamin An

Represented By
Steven J Barkin

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01117 Avery v. Corbel Architects, Inc.

#209.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property),(91 (Declaratory judgment)) Complaint by Wesley H Avery against Corbel Architects, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 to 120 days. When do parties think they will be in a position to commence settlement negotiations? Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Corbel Architects, Inc.

Represented By
Matthew A Lesnick

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01118 Avery v. King Star Security Patrol, Inc.

#210.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property),(91 (Declaratory judgment)) Complaint by Wesley H Avery against King Star Security Patrol, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 to 120 days. When do parties think they will be in a position to commence settlement negotiations? Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

King Star Security Patrol, Inc.

Represented By
Baird A Brown

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

2:00 PM

2:19-10751 Tamiko Dionne Little

Chapter 7

Adv#: 2:19-01121 Little v. Navient Solutions, Inc.

#211.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Tamiko Dionne Little against Navient Solutions, Inc.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late October, 2019. Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Tamiko Dionne Little

Represented By
EmmaElizabeth A Gonzalez

Defendant(s):

Navient Solutions, Inc.

Represented By
Dennis C. Winters

Plaintiff(s):

Tamiko Dionne Little

Represented By
Leigh E Ferrin

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 2, 2019

Hearing Room 1539

2:00 PM

2:19-12284 Chul Joo Lee

Chapter 7

Adv#: 2:19-01131 Howard M. Ehrenberg, Chapter 7 Trustee of the Bank v. Chul Joo Lee et al

#212.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(13 (Recovery of money/property - 548 fraudulent transfer)),(41 (Objection / revocation of discharge - 727(c),(d),(e))),(71 (Injunctive relief - reinstatement of stay)),(91 (Declaratory judgment))Complaint by Howard M. Ehrenberg, Chapter 7 Trustee of the Bankruptcy Estate of Chul Joo Lee against Chul Joo Lee, An Chul Choi

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Chul Joo Lee

Represented By
Young K Chang

Defendant(s):

Chul Joo Lee

Represented By
Young K Chang

An Chul Choi

Pro Se

Plaintiff(s):

Howard M. Ehrenberg, Chapter 7

Represented By
Zi Chao Lin

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Zi Chao Lin

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CONT... Chul Joo Lee

Chapter 7

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Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01359 NG DIP Liquidating Trust v. I-parcel, LLC

Chapter 11

#213.00 Status Conference re: 12(Recovery of money/property - Section 547 Preference)) Complaint by NG DIP Liquidating Trust against I-parcel, LLC.

fr. 1-8-19, 2-26-19, 4-2-19, 4-30-19, 5-21-19

Docket 1

***** VACATED *** REASON: 5/23/19 - NOTICE OF DISMISSAL FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/3/19 -- Court approved stipulation continuing response date to April 29, 2019, and continuing status conference to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

OFF CALENDAR. ADVERSARY PROCEEDING DISMISSED AND CLOSED.

Party Information

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Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

I-parcel, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

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Tuesday, July 2, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01361 NG DIP Liquidating Trust v. Lavish Alice

Chapter 11

#214.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Lavish Alice.

fr. 1-8-19, 4-2-19, 5-21-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

3/29/19 -- Court approved stipulation pursuant to which motion for default judgment was withdrawn, defendant was given until May 13, 2019 to respond to complaint and status conference was continued to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019. NO APPEARANCE REQUIRED.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

6/18/19 -- Court approved stipulation continuing status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JULY 2, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

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2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Defendant(s):

Lavish Alice

Represented By
Alan M Kindred

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

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2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01367 NG DIP Liquidating Trust v. United Parcel Service, Inc.

#215.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against United Parcel Service, Inc.

fr. 1-8-19, 2-26-19, 4-2-19, 4-30-19, 5-21-19

Docket 1

***** VACATED *** REASON: 5/16/19 - NOTICE OF DISMISSAL FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/7/18 -- Court approved stipulation continuing response date to January 31, 2019 and continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR JANUARY 8, 2019.

1/29/19 -- Court approved stipulation continuing response date to March 1, 2019, and continuing status conference to April 2, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

2/28/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/3/19 -- Court approved stipulation continuing response date to April 29, 2019, and continuing status conference to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

OFF CALENDAR. ADVERSARY PROCEEDING DISMISSED AND CLOSED.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

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2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

United Parcel Service, Inc.

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

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2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#216.00 Plaintiff's Motion For Partial Summary Adjudication Of Plaintiffs First Amended Complaint

Docket 41

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule evidentiary objections to Kim declaration on both procedural and substantive grounds.

Tentative Ruling on the Merits:

Park filed his own chapter 7 bankruptcy case on 1/26/18. Elissa Miller was appointed chapter 7 trustee in that case. On 1/29/18, he entered into a loan agreement with MAP on behalf of his wholly-owned corporation, the Debtor. He then filed a chapter 11 bankruptcy for the Debtor on 2/9/18.

There is no dispute that Park's stock in the debtor, and therefore 100 percent ownership of the debtor, became an asset of Park's chapter 7 bankruptcy estate under the control of trustee Miller when Park filed chapter 7; however, this is not the issue. The cases upon which the trustee relies arose in the context of LLC's, which are slightly different than corporations.

How an LLC is managed depends on what its operating agreement says, and an LLC can either be a member-managed LLC or it can be managed by managers who may or may not be members. (And some actions, like filing bankruptcy or selling or encumbering assets, may need to be approved by a majority or a supermajority of the members under the operating agreement.) The manner in which corporations are governed is determined by statutes and the corporations bylaws, but corporations always have officers and boards of directors and are not governed by shareholders directly (unless a shareholder happens to be elected to the board of directors or appointed as

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CONT... Onebada, Inc

Chapter 7

an officer). Although a corporation's bylaws could impose additional requirements to authorize various types of transactions, like encumbering assets or filing bankruptcy, in the absence of such provisions, all corporate authority is likely to reside in the board of directors or an officer to whom the board has delegated this authority.

Whether the debtor is a single member LLC or a corporation wholly owned by a single individual, when that single member or single shareholder files his own chapter 7 bankruptcy, his chapter 7 trustee holds all of the rights the debtor held by virtue of his owning the entire company and would be free to exercise those rights. Caselaw cited by the parties uses the rubric of section 363 to discuss whether the trustee needs court approval to exercise rights or not: if the right sought to be exercised is in the ordinary course of business for the debtor, the trustee should be able to exercise those rights without first seeking court approval. If the proposed action would be outside the ordinary course of business, court approval would be required.

The Court agrees with trustee Yoo that no inference should be drawn from the fact that trustee Miller sought court approval to exercise Park's rights as the sole shareholder of Onesan, and the court rejects MAP's contention that trustee Miller would necessarily have had to seek court approval before exercising her rights as a shareholder to oust Park as an officer of the Debtor. (Attending shareholder meetings and electing boards of directors may well be ordinary course activities for a shareholder.)

However, although it is clear that trustee Miller had the authority to assume control over the debtor, did she actually take any steps to do so? Did she write a letter to Park, in his capacity as President of the debtor, telling him that he was being removed as an officer and should have nothing further to do with the operations of the Debtor? The Debtor was an operating business at that point. Did trustee Miller assume responsibility for the operation of that business? Unless and until she did so, is it correct to say that she immediately became the only party authorized to contract on behalf of the Debtor?

And even if this is the case and trustee Miller became the only party authorized to bind the Debtor to a loan agreement immediately upon the filing

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CONT... Onebada, Inc

Chapter 7

of Park's bankruptcy case, what is the effect of Park's having entered into an agreement on behalf of an entity that was not then in bankruptcy without proper corporate authority? Trustee Yoo jumps to the conclusion that this would make the transaction void, but what would California law say on the subject?

If someone purporting to be an authorized representative of a California entity, ostensibly in charge of that entity and operating its business, enters into a loan agreement on behalf of that company and actually receives loan proceeds from a lender, what rights would that lender have under applicable nonbankruptcy law? Is the lender expected to check to see if the principal of the borrower signing the documents on the borrower's behalf is himself in a bankruptcy case in which a trustee has been appointed? Or would there be some theory of apparent or inherent authority upon which the lender could rely if it acted in good faith without knowledge of the lack of authority? The Court does not know the answer to these questions and the parties have not briefed this issue. Therefore, the Court is not presently in a position to grant the plaintiff's request for partial summary adjudication on this claim for relief.

The second claim on which trustee Yoo seeks summary adjudication is that, even if MAP's lien is valid, it is junior to that of Quentin Meats ("QM"), and QM's lien was avoided by trustee Yoo and preserved for the benefit of the estate under section 551 or should be transferred to the estate pursuant to section 510(c) of the Bankruptcy Code. The Court rejects Yoo's argument under section 510(c). This only comes into play in the context of equitable subordination, and trustee Yoo has not established that the facts and circumstances here are sufficient to warrant equitable subordination.

With regard to the 551 argument, genuine issues of material fact remain. Under section 551, any transfer avoided under section 522, 544, 545, 547, 548, 549 or 724(a), or any lien that secures a claim that is not a valid claim, "is preserved for the benefit of the estate" with regard to property of the estate. The term "lien" is defined in section 101(37) of the Bankruptcy Code and means a "charge against or interest in property to secure payment of a debt or performance of an obligation." Inasmuch as neither the stipulation between trustee Yoo nor the order approving that stipulation say whether QM has a lien that is being avoided and, if so, under what theory, it is a disputed

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CONT... Onebada, Inc

Chapter 7

issue whether section 551 applies on these facts.

Court agrees that a trustee is not required to have commenced an adversary proceeding in order for a lien avoidance to qualify under this section and that avoidance through compromise could suffice. However, in order for a lien to be avoided and preserved under section 551, there at least needs to have been a lien. A trustee cannot negotiate a compromise with a creditor who filed a proof of claim, asserting without any basis whatsoever that it held a secured claim, and then assert that the creditor's nonexistent "lien" should be "preserved" for the benefit of the estate. A lien had to at least exist under applicable nonbankruptcy law in the first place.

Attachment and perfection are two different things. A lien may be unperfected, but may still be a lien. Under Cal. Com. Code section 9203, a security interest is created with respect to specific collateral when the borrower has signed a security agreement describing the collateral, value has been given and the borrower has rights in the collateral. (This is attachment.) A security agreement is defined in section 9102 as an agreement that creates or provides for a security interest. The case law makes clear that no special wording or formulaic language is required to create a security interest. The issue is whether the parties intended the transaction to create a security interest.

A financing statement alone rarely qualifies as the required security agreement because it generally does not contain any granting language and, more importantly, because it is not generally signed by the borrower. Here, QM argued that the escrow instructions, which were signed by the borrower and instruct escrow to record UCC-1's with regard to the personal property of the Debtor, qualify as the security agreement. The Court never resolved this issue.

If there was a valid lien, there were theories under which QM's lien might have been avoided. Insofar as the lien was intended to secure the balance due on the outstanding receivables, it would appear that the granting of the lien would be a preferential transfer. Insofar as the lien was intended to secure the repayment of the \$250,000 loan to Park, trustee Yoo argues that the lien would be avoidable as a fraudulent transfer. (Would this be true if,

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CONT... **Onebada, Inc**

Chapter 7

as trustee Yoo appears to concede in his moving papers, Park used the proceeds of the loan to repay a portion of the Debtor's obligation to QM? Satisfaction of an antecedent debt constitutes value in the context of a fraudulent transfer, but could make the transaction into a preference.)

It seems likely that the plaintiff will eventually prevail at least on his claim under section 551, but granting summary adjudication of this issue when genuine issues of material fact remain unresolved would be inappropriate.

Deny motion in its entirety.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Movant(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim

Timothy Yoo (TR)

Represented By
Monica Y Kim

Timothy Yoo (TR)

Pro Se

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim

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CONT...

Onebada, Inc

Juliet Y Oh
Carmela Pagay

Chapter 7

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Tuesday, July 2, 2019

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2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#217.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Timothy J. Yoo against Merchant Advance Pay, Inc.

fr. 1-15-19, 5-14-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why don't the parties want this matter sent to mediation? Hearing required.

1/17/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- May 14, 2019 at 2:00 p.m.

L/D to file updated status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

1/25/19 -- Court approved order appointing mediators.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

Tentative Ruling for July 2, 2019:

Revisit status of action after conclusion of related matters on calendar.

Party Information

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2:00 PM

CONT... Onebada, Inc

Chapter 7

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
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Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-14199 Carlos Marroquin

Chapter 7

#1.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
[Presumption of undue hardship]

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is debtor driving the vehicle? If not, who is? Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? Hearing required.

Party Information

Debtor(s):

Carlos Marroquin

Represented By
Raymond Perez

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
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Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-14386 Candice Nichole Williams

Chapter 7

#2.00 ORDER to show cause re dismissal for failure to comply with rule 1006(B) - installments (BNC); \$100 was due on 5/3/19; \$100 was due on 6/3/19 and \$95 is due on 7/3/19

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Dismiss case based on debtor's failure to pay installments.

Party Information

Debtor(s):

Candice Nichole Williams	Pro Se
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Trustee(s):

Rosendo Gonzalez (TR)	Pro Se
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Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#3.00 Trustee's Motion to approve compromise Between (1) The Trustee and (2) Xceed Financial Federal Credit Union

Docket 195

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

6/28/19 - Jacqueline James, (818)501-3800, has been approved for telephonic appearance on 7/3/19 @ 10am

Tentative Ruling:

Grant motion. Approve compromise. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Movant(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan

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Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#4.00 Motion for Order Authorizing Weintraub & Selth, APC to Withdraw as General Bankruptcy Counsel

Docket 63

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Andrew Stephen Hennigan

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

Andrew Stephen Hennigan

Represented By
Daniel J Weintraub
Nina Z Javan

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Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-15331 Olivia Luna Guerrero

Chapter 11

#5.00 U.S. Trustee's Motion to dismiss or convert with 180-Day Refiling Bar under 11 U.S.C. section 1112(b)(1)

Docket 14

***** VACATED *** REASON: 6/24/19 - CASE DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/24/19 -- Court approved stipulation resolving motion. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Olivia Luna Guerrero

Pro Se

Movant(s):

United States Trustee (LA)

Represented By
Kenneth G Lau

**United States Bankruptcy Court
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Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-15331 Olivia Luna Guerrero

Chapter 11

#6.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

***** VACATED *** REASON: 6/24/19 - CASE DISMISSED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/24/19 -- Court dismissed case pursuant to stipulation. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Olivia Luna Guerrero

Pro Se

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Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#7.00 Trustee's Motion for Order:

(1) Approving the Sale of Real Property of the Estate Free and Clear of Certain Liens Pursuant to Bankruptcy Code §§ 363(b)(1) and (f), Subject to Overbids, Combined With Notice of Bidding Procedures and Request for Approval of the Bidding Procedures Utilized

(2) Approving Payment of Real Estate Commission

(3) Approving Turnover of Real Property of the Estate

(4) Granting Related Relief

Docket 140

Courtroom Deputy:

7/2/19 - Kelly Sweeney, (818)915-0415, has been approved for telephonic appearance on 7/3/19 @ 10am.

Tentative Ruling:

Grant motion, approve bidding procedures and authorize sale to highest bidder, except as follows:

1. Subsequent overbid increment of \$1,000 is too low. Subsequent overbid increment should be \$5,000 (or more).
2. Court will authorize sale free and clear of disputed liens, but liens not paid out of escrow should attach to net proceeds with the same validity and priority as the original liens. Proceeds should remain in trust pending further order of the court as to the validity of the disputed liens.
3. Court does not require the unsuccessful bidder to be a backup bidder. Order should give unsuccessful bidder the option to become the backup bidder and purchase the property without further court order at its highest bid. (If successful purchaser does not close, trustee should give backup bidder 48 hours to agree to purchase property and deliver deposit. In the interim, trustee should return deposit of backup bidder.)

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10:00 AM

CONT... Hedieh Lee

Chapter 7

4. Court has no problem with turnover provisions with regard to affiliates of the debtor (Henderson). If other tenant, CA Comfort Heating & Air Inc., is a true third party and not merely another dba of debtor's husband, trustee will need to use applicable nonbankruptcy law to evict nonpaying tenant.

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Movant(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-10211 Lennon and Wolfe, Inc.

Chapter 7

#8.00 Motion for Authority to Sell or Refinance Real Property under LBR 3015-1 (Ch 13)

Docket 24

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Trustee reports that he has not received any overbids in a timely manner. Grant motion. Waive appearances. Trustee is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Lennon and Wolfe, Inc.

Represented By
Steven L Bryson

Movant(s):

Timothy Yoo (TR)

Represented By
Steven T Gubner

Trustee(s):

Timothy Yoo (TR)

Represented By
Steven T Gubner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-12592 Hyon Lee

Chapter 7

#9.00 Motion to Convert Case From Chapter 7 to 13.

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has already denied debtor's motion to declare foreclosure sale null and void as a violation of the stay. (Court had already granted in rem relief in prior case.) What does debtor hope to accomplish by converting case to chapter 13? What would plan look like? Is there any possible reorganization here?

Debtor sought (and obtained) a waiver of the filing fee, claiming that she had no income. How is the debtor an individual with regular income?

Hearing required.

Party Information

Debtor(s):

Hyon Lee	Pro Se
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Movant(s):

Hyon Lee	Pro Se
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Trustee(s):

Jason M Rund (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-12762 Sarah Lyn Wong

Chapter 7

#10.00 Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f)

Docket 25

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve overbid procedures and authorize sale to highest bidder.

Party Information

Debtor(s):

Sarah Lyn Wong

Represented By
Robert M Aronson

Movant(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#11.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-1-18, 11-7-18, 2-6-19, 8-7-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor owns two houses, both of which are rented? Are both properties occupied by rent-paying tenants at the moment? Where does the debtor live? Debtor seeks to hire a number of attorneys as special counsel to handle various items of litigation. What is the lawsuit against Chase about? What is the lawsuit against Nationstar about?

Set bar date for filing proofs of claim and deadline for serving notice of bar date.

8/7/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- August 10, 2018

Bar date -- September 24, 2018

L/D to file updated status report -- October 24, 2018

Cont'd case status conference -- November 7, 2018 at 11:00 a.m.

Tentative Ruling for November 7, 2018:

Debtor represents in his status report that he has been working on a plan and disclosure statement and that he anticipates filing this plan and disclosure statement before the date of the status conference. Has this occurred?

What does the debtor anticipate that his proposed plan will say? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

CONT... Samuel Michael Saber

Chapter 11

Final Ruling for November 7, 2018:

Continue status conference to February 6, 2019 at 11:00 a.m. Debtor should file and serve updated status report by January 25, 2019.

Tentative Ruling for February 6, 2019:

Debtor still has not filed plan and disclosure statement. Debtor should devise plan structure that will work no matter the outcome of the pending matters. Set deadline for filing plan and disclosure statement for approximately 60 days. Continue case status conference to date that will coincide with date of hearing on disclosure statement.

2/12/19 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- April 22, 2019
Hearing on disclosure statement -- June 5, 2019 at 2:00 p.m.
Cont'd case status conference -- June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for July 3, 2019:

Replacement counsel asked court to conduct an earlier status conference. No new status report has been filed. What is the current status of this case and what issues did replacement counsel wish to bring to the court's attention?

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

2:19-16040 Alfredo F Torres

Chapter 7

#12.00 Chapter 7 Trustee's Motion to Not Dismiss Case Pursuant to 11 U.S.C. § 521(l)
(4)

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

It is bad faith for a debtor to commence a bankruptcy case without any intention to prosecute the case; however, the interests of creditors would be better served by this case remaining in bankruptcy and the only "cause" for dismissal is the debtor's failure to fulfill his responsibilities. Once a chapter 7 bankruptcy case has been filed, debtor does not have the right to dismiss the case at will. Failing to fulfill the debtor's duties for the purpose of causing the case to be dismissed is inappropriate. Grant trustee's request for an order directing the clerk's office not to dismiss the case based on the debtor's failure to file the required documents in a timely manner, but deny request that debtor's duties under section 521 be waived. (Court may later conclude that it is more appropriate to enter an order compelling debtor to fulfill these duties.)

Debtor claims that he would like to convert the case to chapter 13. Granting this motion would not prevent the debtor from filing a motion to convert to chapter 13 if he would like to do so. Trustee is likely to oppose that motion, and court will conduct a hearing at that time to determine whether conversion should be permitted on these facts.

Party Information

Debtor(s):

Alfredo F Torres

Represented By
Antonio John Ibarra

Movant(s):

Wesley H Avery (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

10:00 AM

CONT... Alfredo F Torres

David M Goodrich

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 3, 2019

Hearing Room 1539

2:00 PM

2:17-22362 Golden Vista Construction Inc

Chapter 7

#200.00 Application for Compensation and Reimbursement of Expenses for Stephen L Burton, Debtor's Attorney, Period: 10/9/2017 to 9/13/2018
[Fees requested: \$69197.66, Expenses: \$1113.40]

Docket 122

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to give applicant to file an amended application that addresses the concerns raised by the United States Trustee. Further, inasmuch as there appear to be significant factual disputes between debtor and counsel as to such matters as whether billing statements were sent, whether misrepresentations were made and whether counsel performed services in a competent manner, it appears that an evidentiary hearing may be required. Discuss schedule for these matters with the parties.

Party Information

Debtor(s):

Golden Vista Construction Inc

Represented By
Jason Wallach

Movant(s):

Stephen L. Burton

Represented By
Stephen L Burton

Randolph L Neel

Represented By
Stephen L Burton

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, July 11, 2019

Hearing Room 1539

10:00 AM

2:19-13233 Leonel Wilfredo Fabian Perez

Chapter 7

#1.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case for Cause under 11 U.S.C. Section 707(a) with a One Year Refiling Bar; or in the Alternative, Motion to Extend Bar Date for Filing Motion to Dismiss Case for Abuse under Section 707(b)(3) and/or Complaint under 11 U.S.C. Section 727 objecting to Debtor's Discharge

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion to the extent that it seeks dismissal of case. Discuss with US Trustee whether there are sufficient grounds to impose a bar to refiling.

Party Information

Debtor(s):

Leonel Wilfredo Fabian Perez

Pro Se

Movant(s):

United States Trustee (LA)

Represented By
Kelly L Morrison

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

1:00 PM

2:19-12798 Esmeralda Montelongo

Chapter 7

#100.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1342 West 56th Street, Los Angeles, California 90037

MOVANT: U.S. BANK NATIONAL ASSOCIATION

Docket 11

Courtroom Deputy:

7/11/19 - Megan Lees, (619) 501-3503, has been approved for telephonic appearance on 7/16/19 @ 1pm

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Esmeralda Montelongo Pro Se

Movant(s):

U.S. Bank National Association, as Represented By
Robert P Zahradka

Trustee(s):

Elissa Miller (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

1:00 PM

2:19-16737 Sophim Mansy

Chapter 7

#101.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 FORD MUSTANG
VIN # 1FA6P8TH7J5104694

MOVANT: CAB WEST, LLC.

Docket 8

Courtroom Deputy:

7/10/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 7/16/19 @ 1pm

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sophim Mansy

Represented By
Steven B Lever

Movant(s):

Cab West LLC

Represented By
Jennifer H Wang

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

1:00 PM

2:19-16028 Gonzala Rodarte

Chapter 7

#102.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 MERCEDES-BENZ C250 VIN # WDDGF4HB4DA780004

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 8

Courtroom Deputy:

7/10/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 7/16/19 @ 1pm

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Gonzala Rodarte

Represented By
D Justin Harelik

Movant(s):

Santander Consumer USA Inc. dba

Represented By
Jennifer H Wang

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

1:00 PM

2:19-16663 Excel Trucking Services, Inc.

Chapter 7

#103.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Mercedes-Benz E300W VIN # WDDZF4JB7HA037197

MOVANT: DAIMLER TRUST

Docket 10

Courtroom Deputy:

7/10/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 7/16/19 @ 1pm

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Excel Trucking Services, Inc.

Represented By
Tamar Terzian

Movant(s):

Daimler Trust

Represented By
Jennifer H Wang

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

1:00 PM

2:18-18033 Clemmie Janet Graves

Chapter 7

#104.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: estate's litigation rights, claims, and causes of action

MOVANT: JAIME & TANNYA LEYVA

Docket 55

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3). Permit movant to proceed against debtor solely for the purpose of accessing insurance.

Party Information

Debtor(s):

Clemmie Janet Graves

Represented By
Onyinye N Anyama

Movant(s):

Jaime & Tannya Leyva

Represented By
Bradley E Brook

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#200.00 Status Conference re: 14(Recovery of money/property - other) Complaint For Damages by Chris Baumann , Durga Baumann against Jose Jesus Puentes, Miguel Gutierrez , VIP Real Estate Firm , Does 1- 10

fr. 1-8-19, 3-12-19, 4-9-19

Docket 1

Courtroom Deputy:

7/3/19 - Matt Corsaut, (916)354-2000 has been approved for telephonic appearance on 7/16/19 @ 2pm

Tentative Ruling:

The Court will not serve a summons and complaint on any of the defendants. Once the plaintiff receives the additional/replacement/alias summons, it is the obligation of the plaintiff to serve the summons before it becomes stale.

Has an alias summons been issued? Has it been served on all remaining defendants? The parties who completed the status report both indicated that they would like this matter sent to mediation. Discuss timing of mediation with the parties.

2/11/19 -- Court granted ex parte application extending deadline for defendants Gutierrez and VIP Real Estate to respond to complaint to **March 8, 2019 (rather than March 11, 2019). (Order to this effect approved February 27, 2019.)**

Tentative Ruling for March 12, 2019:

Have defendants now filed answers to complaint? Parties both requested mediation. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Final Ruling for March 12, 2019:

Impose sanctions on counsel for plaintiffs of \$150 for failing to attend status conference. Continue status conference to April 9, 2019.

Tentative Ruling for April 9, 2019:

Set deadline for filing of amended complaint and filing of response to amended complaint. Continue status conference approximately 90 days.

Tentative Ruling for July 16, 2019:

Impose sanctions of \$150 on counsel for plaintiff for failing to lodge order on motion to dismiss. Scheduling order lodged did not contain any reference to deadlines for filing amended complaint or responding thereto. (Court instructed plaintiff to lodge order denying motion to dismiss but including deadlines for filing amended complaint and responding thereto.) Plaintiff was to file amended complaint by May 14, 2019 and defendants were to file and serve response by June 14, 2019.

Plaintiff should use LOU program for lodging orders.

Continue status conference to July 30, 2019 at 2:00 p.m. to be held concurrently with hearing on defendant's motion to dismiss first amended complaint.

Party Information

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Represented By
Jessica Rosen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Rinat B Klier-Erich
June E Poyourow

VIP Real Estate Firm

Represented By
Jessica Rosen
Rinat B Klier-Erich
June E Poyourow

Does 1- 10

Pro Se

FRANCISCO LOPEZ

Pro Se

Nohemi Felix

Pro Se

Sol Gonzalez

Pro Se

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

2:17-19964 Shepherd University

Chapter 7

Adv#: 2:19-01017 Bradley D. Sharp, Chapter 7 Trustee v. Global Merchant Cash, Inc.

#201.00 Status Conference re: 12 (Recovery of money/property - 547 preference))
Complaint by Bradley D. Sharp, Chapter 7 Trustee against Global Merchant
Cash, Inc.

fr. 4-2-19

Docket 1

***** VACATED *** REASON: 6/6/19 - DEFAULT JUDGMENT
ENTERED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

6/4/19 -- OFF CALENDAR. COURT GRANTED MOTION FOR DEFAULT JUDGMENT.

Party Information

Debtor(s):

Shepherd University

Represented By
Jaenam J Coe

Defendant(s):

Global Merchant Cash, Inc.

Pro Se

Plaintiff(s):

Bradley D. Sharp, Chapter 7 Trustee

Represented By
Elissa Miller

Trustee(s):

Bradley D. Sharp (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Shepherd University

Elissa Miller

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

2:17-22698 Jose Antonio Zamora

Chapter 7

Adv#: 2:19-01139 Gonzalez v. De La Madrid et al

#202.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Rosendo Gonzalez against Danniel De La Madrid, Llamas Estates, LLC, Muziknewum Nevada Irrevocable Spendthrift Trust dba Muzikneum, LTD, Castizo Holdings, LLC.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Since no response to complaint was received, court permission to file amended complaint is not required. Nevertheless, set deadline for plaintiff to file amended complaint.

Party Information

Debtor(s):

Jose Antonio Zamora	Pro Se
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Defendant(s):

Danniel De La Madrid	Pro Se
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Llamas Estates, LLC	Pro Se
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Muziknewum Nevada Irrevocable	Pro Se
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Castizo Holdings, LLC	Pro Se
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Joint Debtor(s):

Martha Delia Zamora	Pro Se
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Plaintiff(s):

Rosendo Gonzalez	Represented By Rosendo Gonzalez
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Antonio Zamora

Chapter 7

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

Adv#: 2:18-01110 Arroyo Vision Care, LLC v. PA Investment Fund, LLC et al

#203.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Arroyo Vision Care, LLC against PA Investment Fund, LLC, Mehran Farhadi, Joseph Ghadir, Raymond Aver

fr. 6-26-18, 8-14-18, 11-6-18, 12-4-18, 2-26-19, 4-9-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/18 -- Court approved stipulation extending deadline to respond to complaint to June 4, 2018.

5/30/18 -- Court approved stipulation extending plaintiff's deadline to file amended complaint to June 15, 2018 and defendant's deadline to respond to complaint to July 9, 2018. Status conference continued to August 14, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/26/18 -- Court approved stipulation continuing status conference to November 6, 2018 at 2:00 p.m. OFF CALENDAR FOR AUGUST 14, 2018.

10/4/18 -- Court approved stipulation continuing hearing to December 4, 2018 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/11/18 -- Court entered order granting motion to dismiss with regard to breach of contract and fraud claims with leave to amend and denying balance of motion. Amended complaint will be due January 8, 2019. Responses will be due January 29, 2019. Continued status conference will be February 26,

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... **Arroyo Vision Care, LLC**
2019 at 2:00 p.m.

Chapter 11

Tentative Ruling for February 26, 2019:

Continue status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with motion to dismiss second amended complaint. Parties have both requested that matter be sent to mediation. If parties would like to participate in mediation prior to date of continued status conference, they should lodge an order appointing a mediator and an alternate mediator. APPEARANCES WAIVED ON FEBRUARY 26, 2019.

Tentative Ruling for April 9, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for July 16, 2019:

According to the status report, defendant plans to file a motion challenging the court's jurisdiction (although it has consented to the entry of final orders by the court, which appears incongruous).

Set deadline for the filing of such a motion and continue status conference to date set for hearing on that motion.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Defendant(s):

PA Investment Fund, LLC

Represented By
Saul Reiss

Mehran Farhadi

Represented By
Saul Reiss

Joseph Ghadir

Represented By
Saul Reiss

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Raymond Aver

Pro Se

Plaintiff(s):

Arroyo Vision Care, LLC

Represented By
Chad V Haes
Stella A Havkin
Saul Reiss

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#204.00 Plaintiff's Motion For Summary Judgment or Summary Adjudication

Docket 171

Courtroom Deputy:

7/16/19 - Andrew Smith, (323) 933-8401, has been approved for telephonic appearance on 7/16/19 @ 2pm

Tentative Ruling:

Notice of motion is defective, as it instructs parties in interest that they must file an opposition 42 days before the hearing, rather than 21. Where is the separate statement that the caption promises is being filed separately? Was it ever filed?

What is the difference between the trustee's first claim for relief and his third claim for relief?

There was reasonably equivalent value given in exchange for the imposition of the deeds of trust in that securing an antecedent debt is reasonably equivalent value. Thus, the trustee cannot prevail under a constructive fraud fraudulent transfer theory under either state or federal law. (Trustee has never challenged the validity of the underlying obligations to Hooshim or Oh.) The trustee can assert claims under an actual fraud fraudulent transfer theory only. Therefore, recovery under his sixth claim for relief (548(a)(1)(B)) (and under any other claims based on constructive fraud) is barred.

Second claim for relief seeks the "reasonably equivalent value" for the liens transferred to Oh and Hooshim. "Reasonably equivalent value" is a term of art that does not apply here. The question is what is the value of the property transferred, not the "reasonably equivalent value."

Trustee cannot obtain judgment on his fourth claim for relief. This seeks avoidance of the liens themselves and the appellate courts have held that the trustee lacks standing to avoid the liens as he no longer owns the property.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

Only the alternate recovery (value) remains available under section 550.

Court has already ruled that the damage claims are timely because they relate back to the original complaint. The court instructed the trustee to consolidate the different actions by commencing a new action and it was crystal clear at the time that this was a procedural step taken at the instruction of the court and that no substantive rights were to be compromised by virtue of this consolidation. Court will not relitigate this issue.

Court rejects the idea that all of the relevant factual findings have been vacated. The appellate decisions make clear that it was not disturbing this court's finding that the debtor executed the deeds of trust for the purpose of hindering, delaying or defrauding her creditors. However, the Court has never made a finding as to the value of the property (the liens) transferred, nor even as to the amount of damage suffered by the trustee due to the existence of these liens at the time of the sale, assuming that this is an appropriate alternate measure of the recovery under section 550. Would the property have actually sold for \$150,000 more if these liens had not been on the property? What were these liens worth to the transferees? Could the debtor have paid the amounts due? Would the transferees have been able to recover this amount had they foreclosed on the property? These are material facts as to which there have not been any findings at all.

Deny motion for summary judgment/adjudication.

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

Benjamin Hooshim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

Julie A Taberdo

Represented By
Michael A Coletti
Jason L Weisberg

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Movant(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#205.00 Status Conference re: 14 (Recovery of money/property - other),(91 (Declaratory judgment)),(21 (Validity, priority or extent of lien or other interest in property)),(72 (Injunctive relief - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Edward M Wolkowitz against TD Foreclosure Services, Inc., GB Inland Properties, LLC, Benjamin Hooshim, Alexandre Oh, Julie A Taberdo, Lynn Wolcott, Chonghee Jane Kim

fr. 7-25-17, 11-14-17, 11-28-17, 1-9-18, 4-3-18, 4-11-18, 6-26-18, 7-17-18, 10-16-18, 11-27-18, 12-18-18, 3-19-19

Docket 1

Courtroom Deputy:

7/16/19 - Andrew Smith, (323) 933-8401, has been approved for telephonic appearance on 7/16/19 @ 2pm

6/27/17 - Request for entry of default against Julie Taberdo

6/27/17 - Request for entry of default against Lynn Wolcott

6/27/17 - Request for entry of default against TD Foreclosure Services, Inc.

Tentative Ruling:

Defaults have been entered as against Lynn Wolcott, Julie Taberdo and TD Foreclosure Services.

The trustee is of the opinion that there are legal issues that can be resolved through a motion for partial summary adjudication. Set deadline for the filing of such motions and continue status conference to a date that can serve as a date for hearing on those motions.

9/20/17 -- Court approved scheduling order continuing status conference to

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CONT...

Chonghee Jane Kim

Chapter 7

November 14, 2017 at 2:00 p.m., ordering parties to file a joint status report not later than October 31, 2017, ordering trustee to file and serve his motion for partial summary judgment against GB Inland Properties not later than September 26, 2017 and set it for hearing on November 14, 2017 at 2:00 p.m. and directing that any motion to vacate a default be filed not later than September 26, 2017 and set for hearing on or before November 14, 2017 at 2:00 p.m.

Tentative Ruling for November 14, 2017:

Why didn't the trustee comply with the court's directive to file his motion for partial summary judgment in time to have it heard on November 14, 2017? That motion is currently set for November 28, 2017.

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for November 28, 2017:

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for January 9, 2018:

Set deadline for filing amended complaint and deadline for filing response to complaint.

Tentative Ruling for April 11, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

6/22/18 -- Court signed order approving stipulation continuing hearing to July 17, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for July 17, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for October 16, 2018:

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Tuesday, July 16, 2019

Hearing Room 1539

2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

(Where is status report that should have been filed October 2, 2018?)
Plaintiff has now filed third amended complaint and defendants have answered. Defendants have brought motion for summary judgment that is set for hearing on November 27, 2018 at 2:00 p.m. Continue status conference to November 27, 2018 at 2:00 p.m. to be held concurrently with motion for summary judgment. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/19/18 -- Court signed stipulation continuing hearing to December 18, 2018 at 2:00 pm. OFF CALENDAR FOR NOVEMBER 27, 2018.

Tentative Ruling for December 18, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/19/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- March 19, 2019 at 2:00 p.m.
L/D to conduct discovery -- March 31, 2019
L/D to file joint status report -- March 5, 2019

Tentative Ruling for March 19, 2019:

Are the parties on track to complete discovery by March 31? Have they made arrangements to participate in a mediation before Meredith Jury?

Hearing required.

3/20/19 -- Court extended discovery cutoff to May 17, 2019.

Tentative Ruling for May 7, 2019:

No defaults were entered. Defendants have all answered. Certain of the parties have requested an extension of the discovery cutoff. Extend discovery cutoff to July 1, 2019. Plaintiff and Hooshim have expressed an

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2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

intention to file motions for summary judgment or partial summary adjudication. Set deadline for the filing of these motions and continue status conference to date set for hearing on these motions.

5/8/19 -- Court signed scheduling order with following dates:

Cont'd status conference -- July 16, 2019 at 2:00
(Court waived requirement of joint status report)
L/D for plaintiff, debtor and Alexandre Oh to file motion for summary judgment or partial summary adjudication -- May 28, 2019
Hearings on foregoing motions -- July 16, 2019 at 2:00
L/D to complete discovery -- July 1, 2019

Tentative Ruling for July 16, 2019:

Revisit status after conclusion of related matters on calendar.

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

Benjamin Hooshim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

**United States Bankruptcy Court
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2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

Julie A Taberdo

Represented By
Michael A Coletti
Jason L Weisberg

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:15-24399 Gerson Irving Fox

Chapter 7

#1.00 Ultimate Action, LLC's Motion to Release Funds from Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP's Client Trust Account

Docket 446

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

In its most recent order on the subject, its August 31, 2018 order granting UA's motion to release excess funds [docket no. 430], the court ordered that the remaining funds be held in WRSSR's client trust account "pending the resolution of the lien priority dispute between Buchalter Nemer, APC and Ulimate Action, LLC that is the subject of that certain lawsuit captioned" The order did not say that the funds should be held until the lawsuit was resolved. The funds were to be held until the dispute was resolved.

Therefore, the question remains, has this lien priority dispute been resolved? Movant claims that it is now too late, either due to the statute of limitations or to res judicata, for Buchalter to assert a lien claim against these funds. That may be the case, but no court has yet held and this Court is not inclined to adjudicate the issue, for the reasons that have been previously discussed.

Buchalter has brought in state court, however belatedly, an application to compel arbitration of this issue. There is a hearing set on that application for August 16, 2019. If movant is correct that Buchalter is now barred from asserting a lien against the funds on deposit, Buchalter's application to compel arbitration of this issue should be denied. If the state court is inclined to permit another arbitration of this issue to go forward, it would appear that this lien dispute is not yet resolved.

Accordingly, continue this hearing to a date that is convenient for the court and the parties after August 16, 2019 and, in the interim, permit WRSSR to disburse to UA any amounts that it is currently holding in excess of the arbitration award of \$566,866.37.

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Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

CONT... Gerson Irving Fox

Chapter 7

Party Information

Debtor(s):

Gerson Irving Fox

Represented By
David B Golubchik
Michael D Dempsey

Trustee(s):

Elissa Miller (TR)

Represented By
Leonard M Shulman
Ryan D O'Dea

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:17-20577 Maria D Olivas

Chapter 7

#2.00 Trustee's Motion for Order Compelling Debtor and all other Occupants to Turnover and Vacate the Property commonly known as 410 S Maple Avenue, Montebello, CA 90640 Property of the Estate Pursuant to 11 USC Section 105(a), 521(a)(3) and 521(a)(4)

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter order directing debtor and any other occupants to vacate premises and turnover possession to the trustee.

Party Information

Debtor(s):

Maria D Olivas

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:18-10888 Colima BBQ, Inc

Chapter 7

#3.00 Trustee's Motion Pursuant To 11 U.S.C. § 506(C) To Surcharge Purported Collateral To Pay Certain Chapter 11 And Other Administrative Fees And Expenses Of The Trustee And His Professionals

fr. 6-5-19

Docket 190

***** VACATED *** REASON: 7/3/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/28/19 -- Court approved stipulation continuing hearing to July 17, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Colima BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:18-11469 RH BBQ, Inc

Chapter 7

#4.00 Trustee's Motion Pursuant To 11 U.S.C. § 506(C) To Surcharge Purported Collateral To Pay Certain Chapter 11 And Other Administrative Fees And Expenses Of The Trustee And His Professionals

fr. 6-5-19

Docket 218

***** VACATED *** REASON: 7/3/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/28/19 -- Court approved stipulation continuing hearing to July 17, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

RH BBQ, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:18-11134 Peter Spennato DDS Ortho & Pedo Inc.

Chapter 7

#5.00 Peggy Murphy's Motion to Compel Abandonment of Property under 11 USC § 554

Docket 28

***** VACATED *** REASON: 7/11/19 - ORDER APPROVING
STIPULATION RESOLVING MOTION.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/11/19 -- Court approved stipulation resolving motion. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Peter Spennato DDS Ortho & Pedo

Represented By
David B Golubchik

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim

**United States Bankruptcy Court
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Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:18-11134 Peter Spennato DDS Ortho & Pedo Inc.

Chapter 7

#6.00 Trustee's Motion for Order Substantively Consolidating the within Case with the Case of Peter Spennato DDS, Inc. Case NO: 2:18-11132RK

Docket 32

***** VACATED *** REASON: 7/11/19 - ORDER APPROVING
STIPULATION GRANTING MOTION.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/11/19 -- Court approved stipulation granting motion. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Peter Spennato DDS Ortho & Pedo

Represented By
David B Golubchik

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:18-11134 Peter Spennato DDS Ortho & Pedo Inc.

Chapter 7

#7.00 Trustee's Motion to Approve Compromise with Peter Spennato and Sale to Him of Certain Claims of the Estate

Docket 35

***** VACATED *** REASON: 7/11/19 - ORDER APPROVING
STIPULATION RESOLVING MOTION.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/11/19 -- Court approved stipulation resolving motion. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Peter Spennato DDS Ortho & Pedo

Represented By
David B Golubchik

Movant(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim

**United States Bankruptcy Court
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Wednesday, July 17, 2019

Hearing Room 1539

10:00 AM

2:18-11134 Peter Spennato DDS Ortho & Pedo Inc.

Chapter 7

#8.00 Trustee's Motion for Admission of Excerpts from 2004 Exam of Peter Spennato DDS, Inc., Taken on March 28, 2019

Docket 37

***** VACATED *** REASON: 7/15/19 - WITHDRAWAL OF MOTION
FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Peter Spennato DDS Ortho & Pedo

Represented By
David B Golubchik

Movant(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim

**United States Bankruptcy Court
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Wednesday, July 17, 2019

Hearing Room 1539

11:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#100.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 11-7-18, 1-10-19, 4-10-19

Docket 1

Courtroom Deputy:

7/1/19 - Jacqueline James, 818)501-3800, has been approved for telephonic appearance on 7/17/19 @ 11am

Tentative Ruling:

Tentative Ruling for January 10, 2019:

Discuss with trustee why he believes that keeping this case in chapter 11 makes more sense than converting the case to chapter 7. When does trustee think he will have all of the appropriate insurance coverages in place? Continue status conference for approximately 90 days.

Final Ruling for January 10, 2019:

Continue hearing to April 10, 2019 at 11:00 a.m. Trustee should file updated status report by April 1, 2019.

Tentative Ruling for April 10, 2019:

Court has reviewed the trustee's updated status report. Set continued status conference for July 17, 2019 at 11:00 a.m. Trustee should file updated status report by July 8, 2019. Waive appearances on April 10, 2019.

Tentative Ruling for July 17, 2019:

Has the sale of the Alondra property now closed? If not, what is the status of that sale?

What is the status of the proposed sale of the Anderson property? Has the

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Wednesday, July 17, 2019

Hearing Room 1539

11:00 AM

CONT... **Regdalin Properties, LLC**
financing contingency period passed?

Chapter 11

Continue status conference approximately 90 days. Should the court set bar date and deadline for serving/publishing notice of bar date?

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 17, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

#200.00 Trustee's Motion Pursuant To 11 U.S.C. § 506(C) To Surcharge Purported Collateral To Pay Certain Chapter 11 And Other Administrative Fees And Expenses Of The Trustee And His Professionals

fr. 6-5-19

Docket 203

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 5, 2019:

Lender's failure to object to use of cash collateral, employment of professionals or sale of assets does not constitute consent to a surcharge of collateral. See Compton Impressions, Ltd. v. Queen City Bank (In re Compton Impressions), 217 F.3d 1256 (9th Cir. 2000) ("Mere cooperation with the debtor does not make the secured creditor liable for all expenses of administration." "A secured creditor's consent to the payment of designated expenses, limited in amount, is not a blanket consent to be charged with additional expenses not included in the consent agreement.").

Movant takes the position that the entirety of the trustee's fees, the entirety of the accountant's fees, the entirety of the manager's fees and the majority of trustee's counsel fees should be surcharged against the collateral. This is not appropriate. The only amounts that may be surcharged are those funds that are expended directly to protect and preserve the collateral.

Continue hearing and instruct movant to file supplemental declarations from each of the professionals with an edited version of their time sheets showing only the charges that they contend related directly to the protection and preservation of the collateral.

Inasmuch as chapter 11 fees are subordinate to chapter 7 fees, the court

**United States Bankruptcy Court
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2:00 PM

CONT... **Onebada, Inc**

Chapter 7

assumes that the trustee does not intend to bring a surcharge motion with regard to any of his chapter 7 fees. Is this correct?

Final Ruling for June 5, 2019:

Continue hearing to July 17, 2019 at 2:00 p.m. Movant should file and serve supplemental declaration by June 19, 2019. Any supplemental opposition should be filed and served by July 3, 2019. Any replies should be filed and served by July 10, 2019.

Tentative Ruling for July 17, 2019:

The amount of any surcharge needs to be capped at the value of the benefit obtained by the services for which the trustee seeks a surcharge. What would the assets have sold for if these services had not been performed? There is testimony in the record that the business could not have been sold as a going concern, but would there have been any value to the business if it had been shut down and, if so, how much?

Hearing required.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
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Wednesday, July 17, 2019

Hearing Room 1539

2:00 PM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#200.10 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Timothy J. Yoo against Merchant Advance Pay, Inc.

fr. 1-15-19, 5-14-19, 7-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why don't the parties want this matter sent to mediation? Hearing required.

1/17/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- May 14, 2019 at 2:00 p.m.
L/D to file updated status report -- April 30, 2019
L/D to lodge order appointing mediators -- February 25, 2019
L/D to complete mediation -- May 14, 2019

1/25/19 -- Court approved order appointing mediators.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

Tentative Ruling for July 2, 2019:

Revisit status of action after conclusion of related matters on calendar.

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Hearing Room 1539

2:00 PM

CONT... Onebada, Inc

Chapter 7

Tentative Ruling for July 17, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

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Wednesday, July 17, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#201.00 Third and Final Application for Compensation and Reimbursement of Expenses for Khang & Khang LLP, Debtor's Attorney, Period: 2/26/2019 to 6/26/2019
[Fees requested: \$35077.75, Expenses: \$302.41]

Docket 190

***** VACATED *** REASON: CONT'D. TO 9/4/19 @ 2PM**

Courtroom Deputy:

7/10/19 - Joon Khang, (949)419-3834, has been approved for telephonic appearance on 7/17/19 @ 2pm

Tentative Ruling:

7/15/19 -- Court approved stipulation continuing hearing to September 4, 2019. OFF CALENDAR FOR JULY 17, 2019.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1543 West Olympic Boulevard Los Angeles, CA 90015

MOVANT: BENJAMIN AN

Docket 93

***** VACATED *** REASON: CONT'D. TO 8/13/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/15/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JULY 30, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Movant(s):

Benjamin An

Represented By
Steven J Barkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-13471 Nicholas Cascione and Patricia Ann Cascione

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 28653 Lapine Av, Saugus, California 91390

MOVANT: BANK OF AMERICA, NA

Docket 31

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Nicholas Cascione

Represented By
David H Chung

Joint Debtor(s):

Patricia Ann Cascione

Represented By
David H Chung

Movant(s):

BANK OF AMERICA, N.A.

Represented By
Gilbert R Yabes

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-13807 MRL DISTRIBUTOR LLC

Chapter 7

#3.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Caleb Gutierrez vs. MES Distributor, et al; Docket Number SCV260408; State of CA; County of Sonoma

MOVANT: CALEB GUITERREZ

Docket 14

Courtroom Deputy:

7/29/19 - John Miller, (858)267-4127, has been approved for telephonic appearance on 7/30/19 @ 10am

7/24/19 - Evan Grant, (949)870-3800, has been approved for telephonic appearance on 7/30/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) to the extent necessary to permit movant to proceed against insurance proceeds. Deny extraordinary relief requested.

Party Information

Debtor(s):

MRL DISTRIBUTOR LLC

Represented By
Rosendo Gonzalez
Joyce Owens

Movant(s):

Caleb Gutierrez

Represented By
Evan W Grant

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-13807 MRL DISTRIBUTOR LLC

Chapter 7

#4.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Wigen vs. MRL Distributor, LLC dba Mech Energy Source, et al. Docket Number SCV-262995; Superior Court of Ca - County of Sonoma

MOVANT: TODD WIGGEN

Docket 18

Courtroom Deputy:

7/29/19 - John Miller, (858)267-4127, has been approved for telephonic appearance on 7/30/19 @ 10am

7/24/19 - Michael McDonald, (949)870-3800, has been approved for telephonic appearance on 7/30/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) to the extent necessary to permit movant to proceed against insurance proceeds. Deny extraordinary relief requested.

Party Information

Debtor(s):

MRL DISTRIBUTOR LLC

Represented By
Rosendo Gonzalez
Joyce Owens

Movant(s):

Todd Wigen

Represented By
Michael B McDonald

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-15087 Andrea Jessica Garcia

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Subaru Legacy VIN# 4S3BNAC60G3056917

MOVANT: GOLDEN 1 CREDIT UNION

Docket 18

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Andrea Jessica Garcia

Pro Se

Movant(s):

Golden 1 Credit Union

Represented By
Mirco J Haag

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-15859 Luis Arellano Navarrete

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Nissan Quest
VIN # JN8AE2KP9F9132372

MOVANT: GOLDEN 1 CREDIT UNION

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Luis Arellano Navarrete

Pro Se

Movant(s):

Golden 1 Credit Union

Represented By
Mirco J Haag

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-16112 Jose A Hernandez

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 NISSAN ALTIMA, VIN # 1N4AL3AP6JC284992

MOVANT: NISSAN MOTOR ACCEPTANCE CORPORATION

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jose A Hernandez

Represented By
John B Holtz

Movant(s):

NISSAN MOTOR ACCEPTANCE

Represented By
Michael D Vanlochem

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-16957 Aaron Gray

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 4869 Pacific Ave., Long Beach, CA 90805

MOVANT: MARICRUZ RODRIGUEZ

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Case has been dismissed, but motion is not moot, as movant seeks annulment. Grant motion with annulment and waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Aaron Gray	Pro Se
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Movant(s):

Estarky Rodriguez	Represented By Dana J Seyler
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MARICRUZ RODRIGUEZ	Pro Se
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Trustee(s):

Sam S Leslie (TR)	Pro Se
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**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:19-17914 Shavon Smith

Chapter 7

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 17640 West Harris Way # 203, Santa Clarita, CA 91387

MOVANT: SAUGUS COLONY, LTD, A CA LTD. PARTNERSHIP

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Shavon Smith

Pro Se

Movant(s):

Saugus Colony, LTD., A California

Represented By
Joseph Cruz

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#10.00 Plaintiff's Motion For Order: (A) Directing Neutral Expert To Turn Over to Bruce Anderson All Data Acquired In This Case; And (B) For Related Relief

fr, 3-12-19, 4-2-19, 6-11-19

Docket 411

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/6/19 -- Court granted motion to continue hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

By failing to respond to plaintiff's discovery requests in a timely manner, Baker has waived any objections and any attorney/client privilege and any protections for attorney work product. However, other parties have not waived any privileges that might be applicable, if there are such privileges available with regard to communications to which Baker was a party.

Formulate practical measures for use by Mr. Broom to cull out from any materials to be turned over to plaintiff communications and data that have no bearing on the instant lawsuit or issues concerning Dr. Murtagh. This should address concerns raised by NIC and Scott Vick and any other third parties who may be affected by turnover of data.

4/23/19 -- Court entered order resolving motion. No continued hearing was set. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for July 30, 2019:

Court has reviewed the third party key word search lists and has the following comments:

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CONT... CLARK WARREN BAKER

Chapter 7

1. Roger E. Nell, Public Defender -- list is appropriate, with the exception of the search term HIV;

2. Carolyn Martin -- list is excessively long, but permissible, with the following exceptions, which terms are too general to be used to identify privileged information:

abusive; accused; adjudged; advocate; affidavit; agent's investigation report; aggravated; appellant; approved; assignment; attorney; authority; Barstow; CA; charge; chronological; command; compel; court reporter; crime; declaration; defense; denied; discovery; dismissal; forfeiture; gay; general; government; granted; group; HIV; homosexual; human immunodeficiency virus; investigator; lawyer; lodging; medical; members; mental health; motion; Oceanside; officer; order; prefer; preferred; preventative medicine; program; rapid; reckless; refer; referral; referred; San Diego; sealed; sentence; session; sheet; specification; total; trial counsel; Twenty-nine Palms; United States; USA; USAA Federal Savings Bank.

3. Philip Cave: list is excessively long, but permissible, with the following exceptions, which terms are too general to be used to identify privileged information:

court reporter; HIV, Human Immunodeficiency Virus; program; general; members; medical, food and drug administration; laboratory; affidavit; government; United States; Surgeon General; preventative medicine; group; charge; specification; sexual; abusive; reckless; order; aggravated; appellant; accused; authority; panel; adjudged; sentence; dismissal; confinement; forfeiture; total; prefer; preferred; preferral; sheet; approved; granted; denied; discovery; compel; motion; attorney; lawyer; tgrial counsel; session; command; assignment; proffer; chronological;

4. NIC -- Hearing required. Terms look appropriate, but court has possible concerns about using email domains and addresses as search terms and about whether there is any privilege applicable at all.

5. Jessica Ponce -- Ms. Ponce needs to produce a privilege log. She should

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CONT... CLARK WARREN BAKER

Chapter 7

have copies of all of the documents that she contends are privileged. Court also needs to consider appropriate "start date" for Ms. Ponce's claim of privilege. Baker may have (again) waived the attorney client privilege by not producing documents and a privilege log by certain deadlines.

6. Vick Law Group -- search terms appear appropriate.

There are apparently more submissions, but they were not served on the court. Court will review additional submissions at the time of hearing.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Movant(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

**United States Bankruptcy Court
Central District of California
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Tuesday, July 30, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#11.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19, 4-2-19, 6-11-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:
Cont'd status conference -- September 27, 2016 at 2:00 p.m.
L/D to file joint status report -- September 13, 2016
Discovery cutoff -- September 30, 2016
L/D to lodge order appointing mediator -- June 17, 2016
Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 13, 2017.

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CONT... CLARK WARREN BAKER

Chapter 7

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status report that should have been filed two weeks before status conference?

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CONT... CLARK WARREN BAKER

Chapter 7

APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Tentative Ruling for April 2, 2019:

Revisit status of action after conclusion of hearing on related matters on calendar.

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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for June 11, 2019:

For reasons set forth in tentative ruling for matter no. 7, strike Baker's answer to complaint and enter judgment for plaintiff and take status conference off calendar. Plaintiff should lodge proposed form of judgment.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
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10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#12.00 Motion for Order Concerning the Objections Asserted by Non-Parties Robert Leppo and David Steele Esq.

Docket 530

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Movant(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide

**United States Bankruptcy Court
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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01150 Avery v. Huber

#200.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(14 (Recovery of money/property - other)) Complaint by Wesley H, Avery against Craig Huber

Docket 1

***** VACATED *** REASON: CONT'D. TO 9/17/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/25/19 -- Court approved stipulation giving defendant until July 30, 2019 to respond to complaint.

Tentative Ruling for July 30, 2019:

Inasmuch as defendant has not yet responded to complaint, continue status conference to September 17, 2019 at 2:00 p.m. Parties should file and serve joint status report not later than September 3, 2019. APPEARANCES WAIVED ON JULY 30, 2019.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Craig Huber

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

**United States Bankruptcy Court
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2:00 PM

CONT... Premiere Medical Management Group, LLC

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01151 Avery v. Quinn Emanuel Urquhart & Sullivan, LLP

#201.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(14 (Recovery of money/property - other)) Complaint by Wesley H, Avery against Quinn Emanuel Urquhart & Sullivan, LLP

Docket 1

***** VACATED *** REASON: CONT'D. TO 9/17/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/25/19 -- Court approved stipulation giving defendant until July 30, 2019 to respond to complaint.

Tentative Ruling for July 30, 2019:

Inasmuch as defendant has not yet responded to complaint, continue status conference to September 17, 2019 at 2:00 p.m. Parties should file and serve joint status report not later than September 3, 2019. APPEARANCES WAIVED ON JULY 30, 2019.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Quinn Emanuel Urquhart &

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

**United States Bankruptcy Court
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2:00 PM

CONT... Premiere Medical Management Group, LLC

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01155 Avery v. Anten

#202.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Wesley H. Avery against Mark Anten

Docket 1

Courtroom Deputy:

7/18/19 - Default entered against Mark Anten

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Mark Anten

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:17-23472 Tricia Lee Friedman

Chapter 7

Adv#: 2:19-01056 Friedman v. Department of Education et al

#203.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Tricia Lee Friedman against Department of Education, Navient Private Loan Trust, Pennsylvania Higher Education Assistance Agency, The American University

fr. 4-30-19

Docket 1

Courtroom Deputy:

4/3/19 - Notice of dismissal of Defendant Pennsylvania Higher Education Assistance Agency filed.

7/24/19 - Dennis Winters, (714)836-1381, has been approved for telephonic appearance on 7/30/19 @ 2pm

Tentative Ruling:

Set discovery cutoff for approximately 90 to 120 days. Set continued status conference for approximately same time frame. When do parties anticipate that they will begin discussing the prospect of settlement? Hearing required.

5/3/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- July 30, 2019 at 2:00 p.m.

L/D to file joint status report -- July 16, 2019

L/D to complete discovery -- October 31, 2019

Tentative Ruling for July 30, 2019:

Does plaintiff plan to request the entry of American University's default? If not, why not?

When do the parties anticipate that they will be in a position to discuss settlement? Has a date been scheduled for medication examination?

Hearing required.

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2:00 PM

CONT... Tricia Lee Friedman

Chapter 7

Party Information

Debtor(s):

Tricia Lee Friedman

Represented By
Heather J Canning
Christine A Kingston

Defendant(s):

Department of Education

Represented By
Elan S Levey

Navient Private Loan Trust

Represented By
Dennis C. Winters

The American University

Pro Se

Plaintiff(s):

Tricia Lee Friedman

Represented By
Christine A Kingston

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#204.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Wesley H. Avery against Maria Jimenez

fr. 11-27-18, 1-8-19, 3-5-19, 4-16-19

Docket 1

Courtroom Deputy:

10/22/18 - Amended complaint filed.
10/25/18 - Another Summons issued
4/30/19 - Second Amended complaint filed.

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Sully Mariela Jimenez

Represented By
Stuart R Simone

Gilberto JR. Arambula

Represented By
Stuart R Simone

Joint Debtor(s):

Sully Mariela Jimenez

Represented By

**United States Bankruptcy Court
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2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

Michael H Colmenares

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:19-11827 Leslie Florence Taylor

Chapter 7

Adv#: 2:19-01105 Avery v. Taylor et al

#205.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Wesley H. Avery against Alfred B. Taylor, Leslie Florence Taylor

fr. 6-11-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

At request of parties, continue status conference to July 30, 2019 at 2:00 p.m.
APPEARANCES WAIVED ON JUNE 11, 2019.

Tentative Ruling for July 30, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Defendant(s):

Alfred B. Taylor

Pro Se

Leslie Florence Taylor

Represented By
Gregory Grigoryants

**United States Bankruptcy Court
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2:00 PM

CONT... Leslie Florence Taylor

Chapter 7

Plaintiff(s):

Wesley H. Avery

Represented By
Brett B Curlee
Stella A Havkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

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2:00 PM

2:19-11827 Leslie Florence Taylor

Chapter 7

Adv#: 2:19-01106 Avery v. Taylor

#206.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Wesley H. Avery against Leslie Florence Taylor

fr. 6-11-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

At request of parties, continue status conference to July 30, 2019 at 2:00 p.m.
APPEARANCES WAIVED ON JUNE 11, 2019.

Tentative Ruling for July 30, 2019:

Continue status conference approximately 90 days. Order parties to
complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Defendant(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Plaintiff(s):

Wesley H. Avery

Represented By
Brett B Curlee

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

CONT... Leslie Florence Taylor

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01307 NG DIP LIQUIDATING TRUST v. City of Los Angeles

#207.00 Status Conference re: 91 (Declaratory judgment)) Complaint by NG DIP
Liquidating Trust against City of Los Angeles

fr. 11-27-18, 2-12-19, 5-14-19, 6-18-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 9/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/15/19 -- Court entered scheduling order with following dates:

Cont'd status conference -- May 14, 2019 at 2:00 pm

L/D to file joint status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

22519 -- Court approved order appointing mediators.

4/30/19 -- Court approved stipulation continuing hearing to June 18, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 14, 2019.

6/3/19 -- Court approved stipulation continuing hearing to July 30, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

7/17/19 -- Court approved stipulation continuing hearing to September 10, 2019 at 2:00 p.m. OFF CALENDAR FOR JULY 30, 2019.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

City of Los Angeles

Represented By
Wendy A Loo

Plaintiff(s):

NG DIP LIQUIDATING TRUST

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:18-23674 Anna M Granucci

Chapter 7

Adv#: 2:19-01049 Gottlieb v. Granucci

#208.00 Defendant's Motion to Dismiss Adversary Proceeding

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Caption of plaintiff's complaint mentions section 727, but there is no 727 claim stated in the complaint. Grant motion insofar as it seeks to dismiss any claim under section 727 with prejudice.

With regard to the small portion of the complaint that seeks a "turnover" of plaintiff's one-half interest in the screenplay(s), grant motion to dismiss with prejudice. This is not a claim that can/should be brought as a turnover action. (The caption refers to section 524, but this is a mistake. Plaintiff intended to refer to section 542, as is reflected later in the complaint.) Section 542 is about having property of the estate turned over TO THE TRUSTEE. It is not a remedy that a nondebtor can bring to determine whether something is or is not property of the estate, and the debtor is not the appropriate defendant in that action. Perhaps what the plaintiff meant to do was bring an action for declaratory relief as against the trustee, but is there even a dispute as between the plaintiff and the trustee as to ownership of the screenplay(s)? What disposition does the trustee intend to make of debtor's interest in the screenplay(s)?

With regard to plaintiff's motion to dismiss the claims brought under sections 523(a)(2)(A) (the court assumes this is the section that plaintiff intended to rely upon) and section 523(a)(4), the plaintiff has not demonstrated that a claim for fraud in inducing him to enter into the agreement through false representations as to defendant's experience and qualifications or a claim for embezzling funds from the company was, could or should have been raised in the arbitration. The Court takes judicial notice of the fact that, when defendant attempted to obtain a judgment on the pleadings in the state court

**United States Bankruptcy Court
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Tuesday, July 30, 2019

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2:00 PM

CONT... Anna M Granucci

Chapter 7

action by arguing that these claims had been barred by the arbitration proceeding, the state court judge denied the motion based not only on procedural infirmities, but also on the fact that the arbitration involved different claims and different parties.

Deny balance of the relief requested by the motion, but require plaintiff to file a new complaint that actually specifies the subpart of section 523(a)(2) under which plaintiff intends to proceed and deletes the references to section 727 and 542 (or 524).

Party Information

Debtor(s):

Anna M Granucci

Represented By
Larry D Simons

Defendant(s):

Anna M Granucci

Represented By
Richard P Ross

Movant(s):

Anna M Granucci

Represented By
Richard P Ross

Plaintiff(s):

Abraham Gottlieb

Represented By
John Burgee

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:18-23674 Anna M Granucci

Chapter 7

Adv#: 2:19-01049 Gottlieb v. Granucci

#209.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(11 (Recovery of money/property - 542 turnover of property)),(41 (Objection / revocation of discharge - 727(c),(d),(e))) Complaint by Abraham Gottlieb against Anna M Granucci

fr. 4-16-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Discuss with parties whether it would make sense to grant relief from stay (once complaint has been amended) to permit plaintiff to proceed with state court action against debtor.

Hearing required.

Party Information

Debtor(s):

Anna M Granucci

Represented By
Larry D Simons

Defendant(s):

Anna M Granucci

Represented By
Richard P Ross

Plaintiff(s):

Abraham Gottlieb

Represented By
John Burgee

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

CONT... Anna M Granucci

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#210.00 Defendant Jose Puentes' Motion to Dismiss Adversary Proceeding

Docket 38

Courtroom Deputy:

7/3/19 - Matt Corsaut, (916)354-2000 has been approved for telephonic appearance on 7/30/19 @ 2pm

Tentative Ruling:

Grant with leave to amend. Plaintiff should not fix the problems with this complaint by simply adding more allegations. Plaintiff should discard the entire complaint and start from the beginning. It should have only two claims for relief -- one claim under section 523(a)(2)(A) and one under section 523(a)(6). There should not be any other defendants. The court will not try negligence, breach of contract, breach of implied warranty or negligent misrepresentation claims against the debtor. These are all dischargeable. (Plaintiff should file, or should have filed if a bar date has passed, a proof of claim for the total amount he is claiming as damages. If and when the trustee objects to the claim, he can litigate the total amount of his claim, including any dischargeable portions, with the trustee.) Complaint should not make reference to any California statutes setting forth the standard for fraudulent concealment, negligent misrepresentation, promise made without intent to perform, etc. These claims will all be determined under the caselaw applicable to section 523(a)(2)(A) and 523(a)(6). If plaintiff's counsel does not know how to plead and prove a cause under section 523, counsel should withdraw and direct his client to retain a competent bankruptcy litigator.

Is plaintiff's counsel even admitted to practice in the Central District of California? This admission does not appear on his website and his name does not appear in the database of admitted attorneys maintained by the district court. Amended complaint must be filed by an attorney admitted to practice before the United States District Court for the Central District of California or it will be treated as not having been filed at all and the action will be dismissed in its entirety. If current counsel is not admitted and has been

**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

CONT...

Jose Jesus Puentes

Chapter 7

practicing before this court since the complaint was filed on October 18, 2018, court will not permit counsel to correct this defect by belatedly being admitted. Counsel will need to withdraw and substitute in counsel admitted to practice before this court.

With regard to fraud claims, complaint should be MUCH SHORTER but contain specifics as to what representations were made when and by whom. If the complaint is based on fraudulent omissions, the complaint should state with particularity the basis for the contention that there was a duty to disclose and the occasions on which or the circumstances under which the defendant should have, but failed to, make the required disclosures. For the 523(a)(6) claims, the plaintiff should plead the facts that show that defendant intended to harm the plaintiff or knew that harm was substantially certain to occur, what the harm was and the amount of damages that plaintiff suffered as a result.

Court will not impose nondischargeable liability upon the debtor based on actions taken by the real estate agent or real estate firm unless those actions were taken at the direction of or with the knowledge/acquiescence of the debtor. It is HIS OWN CONDUCT that will determine whether or not the debtor has nondischargeable liability. Did THE DEBTOR commit fraud? Did THE DEBTOR willfully and maliciously cause injury to the plaintiff? Complaint should not refer collectively to the debtor and his agents and allege that they collectively did something. Court needs to know what the debtor himself did, knew, said, concealed, etc.

And the complaint needs to make clear what damages the plaintiff is seeking. Is he attempting to recover the entire purchase price of the house (in which case he would either need to rescind the sale and return the house or at least offset the actual value of the property), or is the plaintiff attempting to recover the costs incurred to correct the undisclosed problems with the house or something else? The prayer also makes reference to moving and relocation expenses. Is the basis for that request explained somewhere in this complaint? The complaint should specify how much damage the plaintiff actually incurred.

Party Information

**United States Bankruptcy Court
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Tuesday, July 30, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

VIP Real Estate Firm

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

Does 1- 10

Pro Se

FRANCISCO LOPEZ

Pro Se

Nohemi Felix

Pro Se

Sol Gonzalez

Pro Se

Movant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
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Los Angeles
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Hearing Room 1539

2:00 PM

2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#211.00 Status Conference re: 14(Recovery of money/property - other) Complaint For Damages by Chris Baumann , Durga Baumann against Jose Jesus Puentes, Miguel Gutierrez , VIP Real Estate Firm , Does 1- 10

fr. 1-8-19, 3-12-19, 4-9-19, 7-16-19

Docket 1

Courtroom Deputy:

7/3/19 - Matt Corsaut, (916)354-2000 has been approved for telephonic appearance on 7/16/19 @ 2pm

Tentative Ruling:

The Court will not serve a summons and complaint on any of the defendants. Once the plaintiff receives the additional/replacement/alias summons, it is the obligation of the plaintiff to serve the summons before it becomes stale.

Has an alias summons been issued? Has it been served on all remaining defendants? The parties who completed the status report both indicated that they would like this matter sent to mediation. Discuss timing of mediation with the parties.

2/11/19 -- Court granted ex parte application extending deadline for defendants Gutierrez and VIP Real Estate to respond to complaint to **March 8, 2019 (rather than March 11, 2019). (Order to this effect approved February 27, 2019.)**

Tentative Ruling for March 12, 2019:

Have defendants now filed answers to complaint? Parties both requested mediation. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

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2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Final Ruling for March 12, 2019:

Impose sanctions on counsel for plaintiffs of \$150 for failing to attend status conference. Continue status conference to April 9, 2019.

Tentative Ruling for April 9, 2019:

Set deadline for filing of amended complaint and filing of response to amended complaint. Continue status conference approximately 90 days.

Tentative Ruling for July 16, 2019:

Impose sanctions of \$150 on counsel for plaintiff for failing to lodge order on motion to dismiss. Scheduling order lodged did not contain any reference to deadlines for filing amended complaint or responding thereto. (Court instructed plaintiff to lodge order denying motion to dismiss but including deadlines for filing amended complaint and responding thereto.) Plaintiff was to file amended complaint by May 14, 2019 and defendants were to file and serve response by June 14, 2019.

Plaintiff should use LOU program for lodging orders.

Continue status conference to July 30, 2019 at 2:00 p.m. to be held concurrently with hearing on defendant's motion to dismiss first amended complaint.

Party Information

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Represented By
Jessica Rosen

**United States Bankruptcy Court
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Tuesday, July 30, 2019

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2:00 PM

CONT...

Jose Jesus Puentes

Chapter 7

Rinat B Klier-Erich
June E Poyourow

VIP Real Estate Firm

Represented By
Jessica Rosen
Rinat B Klier-Erich
June E Poyourow

Does 1- 10

Pro Se

FRANCISCO LOPEZ

Pro Se

Nohemi Felix

Pro Se

Sol Gonzalez

Pro Se

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:19-15936 Genaro Alfredo Carrasco

Chapter 7

#1.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
[Presumption of undue hardship]

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is confused. Is there really a presumption of hardship? Part D and coversheet are inconsistent. Will debtor have \$10 per month left over *after* making the payment on the reaffirmed debt or \$10 with which to make this payment?

Is debtor driving the vehicle? If not, who is? Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? Hearing required.

Party Information

Debtor(s):

Genaro Alfredo Carrasco

Represented By
Raymond Perez

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:19-16828 Kris Ann Donald

Chapter 7

#2.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Debtor' Received Credit Counseling Post Petition

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has filed certificate of credit counseling, but that certificate reflects that counseling occurred post-petition, and debtor has not requested or obtained an exemption from *prepetition* credit counseling requirement. As debtor did not complete credit counseling within the 180 days *before* the commencement of the bankruptcy case, debtor is not eligible to be a debtor in this bankruptcy case. (Debtor's ignorance of this requirement does not change this result.)

Dismiss case. (Nothing precludes this debtor from refiling, but new filing would be debtor's second bankruptcy case within a year, meaning that automatic stay will terminate within 30 days unless debtor moves for and obtains an extension.)

Party Information

Debtor(s):

Kris Ann Donald

Pro Se

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#3.00 Motion for Reconsideration of Disallowce of Claim or, in the Alternative to Vacate the order entered May 8, 2018 Granting Debtor's Amended Motion to Extend Time Period for Payments under Confirmed Plan and Eliminate Requirement to Continue Paying Creditors Who Have Failed to Provide Current Contact Information

fr. 6-19-19

Docket 210

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 19, 2019:

When and how did movant learn of the granting of the extension motion and the disallowance of its unsecured claim? (The order eliminating the requirement that payments be made on the unsecured claim was entered on May 8, 2018.) Why did the movant wait until now to bring this motion?

Was the debtor attempting to mail payments for the unsecured portion of the claim to an address different from the address being used for the unsecured portion of the claim? If so, why?

Hearing required.

Final Ruling for June 19, 2019:

Grant in part and continue in part. Grant motion insofar as lender is requesting payment of unpaid balance of unsecured portion of claim, which had been allowed at \$7,498.17 (before payments). There is currently a dispute as to whether debtor is current on the secured portion of the claim and how much debtor has paid toward unsecured portion. Debtor calculates that she has paid \$2,773.17 and that the remaining balance due is \$4,725.

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10:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

Lender did not know how much had been paid. Continue hearing to July 31, 2019 at 10:00 a.m. Debtor should file and serve by July 3, 2019 declaration with backup showing what payments she has made on the secured claim and what payments she has paid on account of the unsecured portion of the claim. Lender should file and serve by July 15, 2019 a declaration from client under penalty of perjury with backup setting forth (1) payments received on account of secured claim; (2) payments received on account of unsecured claim; and (3) if lender is attempting to collect any attorneys' fees or any other costs, a declaration from the attorney whose fees they are with a copy of the fee statement explaining what the charges are for.

Tentative Ruling for July 31, 2019:

See tentative ruling for matter no. 4.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

Movant(s):

BAYVIEW LOAN SERVICING,

Represented By

Edward G Schloss

**United States Bankruptcy Court
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Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#4.00 Debtor's Motion For Final Decree and Order Closing Case

fr. 6-19-19

Docket 206

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Final Ruling from June 19, 2019:

Continue hearing to July 31, 2019 at 10:00 a.m. Court needs to ascertain whether debtor is current on payments on secured claim and how much more is due on the unsecured portion of creditor's claim.

Tentative Ruling for July 31, 2019:

Debtor now reports that she is current with regard to the secured claim, with the exception of \$336.80 due from the June 2019 payment and \$2,765 due from the July 2019 payment (for total past due payments of \$3,101.80) and that, with regard to the unsecured portion of the claim, she has paid a total of \$2,573.17, leaving an unpaid balance for the claim of \$4,925. (This payment total includes two payments of \$400 each that debtor intended for the unsecured portion of the claim, but asserts that lender applied against secured portion.) It does not include two payments of \$400 that were returned to the debtor based on an invalid address.

Overrule evidentiary objections. Lender asserts that debtor should not get double credit, treating the payments that she intended to be applied to the unsecured claim as having been paid on account of both the unsecured and the secured claims, but a review of the debtor's chart of payments on account of the secured claims does not reflect these two misdirected \$400 payments.

With regard to the debtor's failure to file the document in a timely manner,

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10:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

court is prepared to give the lender additional time to respond if the debtor's belated filing deprived the lender of the time that it needed to do the required research.

Lender claims that the debtor is currently past due for the months of May through July 2019 on the secured claim, for a total of 3x \$2,765, less \$1,631.33 held in suspense, for a balance of \$6,663.67. Lender claims that there is a total due with regard to the unsecured claim of \$4,925.01. As this is a penny off from the debtor's calculations, there does not appear to be a meaningful dispute with regard to the unsecured claim.

Debtor needs to supply the separate dollar amounts and check numbers of each partial payment when she made more than one payment in a given month so that the lender can attempt to track these payments. Lender should annotate debtor's schedule to reflect where there are differences. Court will not do the comparison for the parties. Once debtor supplies the missing information, lender will need to identify for the court which of the payments identified by the debtor it denies receiving and which payment amounts it contends are wrong (by annotation on the debtor's chart) so that the court can determine what the actual issues to be resolved are and where additional evidence may be required. Also, the court needs additional information as to the basis for each party's contentions as to the appropriate payment amounts. Do these numbers come from the plan? Does the plan establish a fixed payment amount or a variable interest rate? Were notices sent to the debtor when there were increases?

Hearing required.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

Movant(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

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Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#5.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 7-11-13; 8/15/13, 8-22-13, 9-26-13, 10-23-13, 2-26-14, 6-4-14, 12-3-14, 6-10-15, 12-9-15, 6-15-16, 12-14-16, 5-17-17, 6-7-17, 12-6-17, 3-21-18, 9-26-18, 3-20-19, 5-1-19, 6-19-19

Docket 82

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue case status conference to December 3, 2014 at 11:00 a.m. Debtor should file with the Court status report that sets forth plan payments made through that date not later than November 21, 2014. APPEARANCES WAIVED ON JUNE 4, 2014.

Tentative Ruling for December 3, 2014:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for June 10, 2015:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for December 9, 2015:

Continue status conference for approximately 6 months. Set new deadline for filing status report and discuss form of status report with debtor.

Final Ruling for December 9, 2015:

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Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

Continue hearing to June 15, 2016 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than June 3, 2016.

Tentative Ruling for June 15, 2016:

Where is the status report that should have been filed by June 3, 2016?

Tentative Ruling for December 14, 2016:

Court ordered debtor to file updated status report by December 1. The only report the Court has seen is the Post-Confirmation Status Report for the quarter ending September 30, 2016, filed December 5, 2016. According to that report, the debtor made a total of \$31,268.15 in disbursements during the third quarter. Is this right? Is the debtor now current on her plan payments? Hearing required.

Final Ruling for December 14, 2016:

Debtor is now in compliance and is current on her plan payments. Continue hearing to May 17, 2017 at 11:00 a.m. Reorganized debtor should file and serve an updated status report not later than May 5, 2017.

Tentative Ruling for May 17, 2017:

Where is the status report that should have been filed on May 5, 2017? What is the status of this case? Hearing required.

Tentative Ruling for June 7, 2017:

Court has reviewed reorganized debtor's status reports. Continue case status conference to December 6, 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than November 29, 2017.

APPEARANCES WAIVED ON JUNE 7, 2017.

Tentative Ruling for December 6, 2017:

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Los Angeles
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Hearing Room 1539

10:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

According to coversheet to status report, payments to BNY Mellon and Deutsche Bank on account of unsecured claims are being returned uncashed? Has debtor had any contact with creditors? Have they explained why this is occurring? Hearing required.

Final Ruling for December 6, 2018:

Continue case status conference to March 21, 2018 at 11:00 a.m.
Reorganized debtor should file updated status report by March 9, 2018. UST should serve written notice on the debtor.

Tentative Ruling for March 21, 2018:

Docket does not reflect service of a notice or filing of an updated status report. What is the status of this matter? Hearing required.

Tentative Ruling for September 26, 2018:

Continue case status conference to March 20, 2019 at 11:00 a.m.
Reorganized debtor should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

Tentative Ruling for March 20, 2019:

Court previously disallowed the unsecured portion of secured creditors' claims due to their failure to provide correct mailing address information, but their secured claims remain as liens against the debtor's property. Does the debtor agree with the information contained in secure creditors' notice regarding failure to make post-petition plan payments on their secured claims?

Hearing required.

Tentative Ruling for May 1, 2019:

Debtor filed a motion for a final decree on negative notice on April 16, 2019. Continue hearing to June 19, 2019 at 11:00 a.m. to give the court an

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10:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

opportunity to process motion for final decree. **Appearances waived on May 1, 2019.** (Once notice period for motion has passed, debtor should file a declaration attesting to the fact that she hasn't received any oppositions, if this is the case, and asking that the Court issue a final decree. If anyone files an opposition to the motion, debtor should notice a hearing on the opposition to her motion.)

Tentative Ruling for July 31, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#6.00 Motion RE: Objection to Claim Number 1 by Claimant CACH, LLC c/o Resurgent Capital Services

Docket 53

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Sustain objection. Disallow claim on statute of limitations grounds.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Movant(s):

Daniel E. Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Elizabeth Rogosin

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

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

CONT...

Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

Roksana D. Moradi-Brovia

Roksana D. Moradi-Brovia

Roksana D. Moradi-Brovia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#7.00 Motion RE: Objection to Claim Number 6 by Claimant Sequoia Concepts, Inc. dba Sequoia Financial Services, assignee for Saint John's

Docket 54

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Sustain objection. Disallow claim on statute of limitations grounds.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Movant(s):

Daniel E. Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Elizabeth Rogosin

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

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

CONT...

Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

Roksana D. Moradi-Brovia

Roksana D. Moradi-Brovia

Roksana D. Moradi-Brovia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#8.00 Motion RE: Objection to Claim Number 7, 8 by Claimant American Express National Bank

Docket 55

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Sustain objection. Disallow claim on statute of limitations grounds.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Movant(s):

Daniel E. Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Elizabeth Rogosin

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

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

CONT...

Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

Roksana D. Moradi-Brovia

Roksana D. Moradi-Brovia

Roksana D. Moradi-Brovia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#9.00 Debtor's Motion to Extend Time to Assume or Reject Unexpired Real Property Lease re: 979 Third Avenue, Showroom 211, 215, 220, New York, New York 10022

Docket 86

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If debtor is now current on post-petition payments, grant motion. Extend deadline for debtor to assume or reject lease to November 1, 2019.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#10.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is debtor now in compliance with US Trustee requirements? If not, what is currently missing?

What was the status of the Kazerooni litigation as of the petition date? Does the debtor intend to stipulate to relief from the automatic stay to permit this litigation to proceed in state court, or does the debtor have a different game plan for the resolution of disputes with Kazerooni?

Is debtor currently using cash collateral? If so, where is the promised stipulation (or motion) re use of cash collateral?

How is the debtor's business performing at this point? Is the debtor meeting its projections? Is there a remaining business here or should this case be converted to chapter 7?

Hearing required.

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

10:00 AM

2:19-10391 Consuelo A Canales

Chapter 7

#11.00 Motion to Approve Compromise Under Rule 9019 Between Chapter 7 Trustee and Consuelo A. Canales

Docket 41

Courtroom Deputy:

7/24/19 - Lauren Raya, (949)340-3400, has been approved for telephonic appearance on 7/31/19 @ 10am

Tentative Ruling:

Court is confused. What is the debtor getting in exchange for the \$10,000 payment? Where will that money go? Is the case being dismissed?

Hearing required.

Party Information

Debtor(s):

Consuelo A Canales

Represented By
John F Bazan

Trustee(s):

John J Menchaca (TR)

Represented By
Leonard M Shulman
Lauren E Raya

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

2:00 PM

2:16-10010 Raymond Renaissance Theater, LLC

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 50

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED;**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Raymond Renaissance Theater, LLC

Represented By
Michael R Totaro

Trustee(s):

Sam S Leslie (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

2:00 PM

2:18-14509 Thurman Ray Colbert Sr and Delores Colbert

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 39

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED;**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Thurman Ray Colbert Sr	Pro Se
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Joint Debtor(s):

Delores Colbert	Pro Se
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Trustee(s):

Peter J Mastan (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, July 31, 2019

Hearing Room 1539

2:00 PM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#202.00 Six Interim Application for Compensation and Reimbursement of Expenses for Leslie A Cohen, Debtor's Attorney, Period: 2/1/2019 to 6/30/2019
[Fees requested: \$51,910.00, Expenses: \$1,487.00]

Docket 256

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED;**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$51,910 and costs of \$1,487. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

2:19-14146 Rebecca Primicias Prudencio

Chapter 7

#1.00 Trustee's Application to Employ MVP Commercial Investment Real Estate in association with Keller Williams Silicon Beach Commercial as Real Estate Broker for the Estate's Real Property (1811 E. Center Street, Anaheim, CA 92805)

Docket 56

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Objection has been withdrawn. Grant application. Waive appearances.
Authorize trustee to upload order consistent with tentative rulings.

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
Joseph C Rosenblit

Movant(s):

Carolyn A Dye (TR)

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

2:19-14116 Cedric Yepjou Tchakoudie

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2009 INFINITI G37 Sedan 4D
VIN# JNKCV61E39M303712

MOVANT: EXETER FINANCE, LLC.

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Cedric Yepjou Tchakoudie

Pro Se

Movant(s):

Exeter Finance, LLC

Represented By
Cheryl A Skigin

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

2:19-16189 Shaughn Nicholas Reid

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 22400 Bea Court, Santa Clarita, California 91350

MOVANT: RUSHMORE LOAN MANAGEMENT SERVICES

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny request for relief under section 362(d)(2) due to existence of equity, but grant motion under section 362(d)(1) (without waiver of Rule 4001(a)(3)) as movant lacks adequate protection.

8/5/19 -- Court approved stipulation continuing hearing to September 10, 2019 at 10:00 a.m.
OFF CALENDAR FOR AUGUST 7, 2019.

Party Information

Debtor(s):

Shaughn Nicholas Reid

Represented By
Darren G Smith

Movant(s):

Rushmore Loan Management

Represented By
Erin M McCartney

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

2:19-17015 Joel Antonio Dimacale

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Hyundai Veloster
VIN# KMHTC6AD2HU313723

MOVANT: EAGLE COMMUNITY CREDIT UNION

Docket 8

Courtroom Deputy:

8/6/19 - Brett P. Ralston, (805) 230-9222, has been approved for telephonic appearance on 8/7/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Joel Antonio Dimacale

Represented By
William Ha

Movant(s):

Eagle Community Credit Union

Represented By
Alana B Anaya

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

2:19-17340 Jason Edward Lerma

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 HONDA ACCORD, **VIN# 1HGC R2F5 1GA2 38169**

MOVANT: HONDA LEASE TRUST

Docket 8

Courtroom Deputy:

8/6/19 - Vincent V. Frounjian, (818) 859-7511, has been approved for telephonic appearance on 8/7/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jason Edward Lerma

Represented By
Michael E Clark

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#6.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Robert Desoto v. East Coast Foods, Inc. Roscoes, Docket No. BC688464; Los Angeles County Superior Court - Central District

MOVANT: ROBERT DE SOTO

Docket 1293

Courtroom Deputy:

7/31/19 - Michael Simon, (714)445-1000, has been approved for telephonic appearance on 8/7/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) solely to the extent necessary to permit movant to proceed against insurance proceeds.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Movant(s):

Robert De Soto

Represented By
Mauro Fiore Jr

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

CONT... East Coast Foods, Inc.
Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

2:19-14578 Rachel Louise Carlsen

Chapter 7

#7.00 Notice of Motion and Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate RE: 26829 Pine Hollow Court, Valencia, CA 91381

MOVANT: RACHEL LOUISE CARLSEN

Docket 28

Courtroom Deputy:

8/6/19 - Bernard J. Kornberg, (415) 677-5548, has been approved for telephonic appearance on 8/7/19 @ 10am

Tentative Ruling:

Grant motion to the extent that it seeks an order confirming that it was a violation of the automatic stay for anyone to have taken action with regard to, or to have exercised control over, debtor's **personal** property after the commencement of the bankruptcy case. Debtor's personal property should be immediately released to debtor.

With regard to real property, title does not stand in the debtor's name and there is insufficient evidence in the record for the court to determine summarily that the property (or any interest therein) is property of the bankruptcy estate. If the debtor wants injunctive relief (that is, for the automatic stay to protect this property), she will need to commence an adversary proceeding seeking a declaration as to the nature and extent of her bankruptcy estate's interest in the property and seek a temporary restraining order and preliminary injunction to prevent the loss of that property through foreclosure. (In other words, debtor should not be entitled to injunctive relief unless she can demonstrate, among other things, that it is more likely than not that she will prevail on her contention that her bankruptcy estate owns an interest in the property -- and she should specify in that complaint the nature and extent of the interest that she claims the estate owns).

Note: State court does not need relief from stay to proceed with dissolution

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

10:00 AM

CONT...

Rachel Louise Carlsen

Chapter 7

action. However, state court cannot adjudicate property settlement issues without relief from this court. Issues concerning the extent to which property is, or is not, property of the estate are within the exclusive jurisdiction of the bankruptcy court and any community property is an asset of the bankruptcy estate, available for the payment of creditors' claims. If community assets remain after claims are satisfied, the state court may divide those assets as between the former spouses.

Party Information

Debtor(s):

Rachel Louise Carlsen

Pro Se

Movant(s):

Rachel Louise Carlsen

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 1-4-17, 1-5-17, 2-8-17, 3-8-17, 5-17-17, 7-25-17, 1-24-18, 1-31-18, 8-8-18, 2-6-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/5/2020 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/20/16 -- At hearing held this date, Court continued case status conference to January 5, 2017 at 10:00 a.m. OFF CALENDAR FOR JANUARY 4, 2017.

Tentative Ruling for January 5, 2017:

Future status reports need not repeat information contained in prior reports. Court is interested in knowing about the current case status, recent developments, current challenges, etc.

Set deadline for service of bar date notice and bar date for filing proofs of claim. Set deadline for filing plan and disclosure statement.

1/6/17 -- court signed scheduling order setting following dates:

1/13/17 -- L/D to serve notice of bar date

2/8/17 at 2:00 p.m. -- continued case status conference

3/17/17 -- Bar date

3/31/17 -- L/D to file plan and disclosure statement

(requirement of status report waived for Feb 8 conference)

Tentative Ruling for March 8, 2017:

Continue case status conference to a date that would coincide with the

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... **NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor**
anticipated date of a hearing on a disclosure statement.

Chapter 11

3/16/17 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- April 5, 2017

Cont'd status conference -- May 17, 2017 at 11:00 a.m.

Status report waived.

Hearing on disclosure statement -- May 17, 2017 at 11:00 a.m.

Tentative Ruling for May 17, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for July 25, 2017:

If court confirms plan, set post-confirmation status conference for approximately 180 days after effective date.

Tentative Ruling for January 24, 2018:

Continue status conference to January 31, 2018 at 10:00 a.m. to be heard concurrently with objections to claim scheduled for hearing that date. No new status report is required for that continued status conference. OFF CALENDAR FOR JANUARY 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 31, 2018:

Continue status conference for approximately 6 months. Set new deadline for filing updated status report.

Tentative Ruling for August 8, 2018:

The post-confirmation status report provides a list of administrative claims that have been paid and identifies several others as to which objections to claim have been sustained, but are there any other priority or administrative claims outstanding? Any other outstanding objections? Any other allowed

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... **NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor** **Chapter 11**
priority or administrative claims that have not been paid? Hearing required.

Tentative Ruling for February 6, 2019:

Court has reviewed the trust's status report. Continue case status conference to August 7, 2019 at 11:00 a.m. Trust should file and serve updated status report (accompanied by declaration) not later than July 25, 2019.
APPEARANCES WAIVED ON FEBRUARY 6, 2019.

Tentative Ruling for August 7, 2019:

Court has reviewed the trust's status report. Continue case status conference to February 5, 2020 at 11:00 a.m. Trust should file and serve updated status report (accompanied by declaration) not later than January 24, 2020.
APPEARANCES WAIVED ON AUGUST 7, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#101.00 Plan Trustee's Motion to Approve Post-Confirmation Compromise Under Federal Rule of Bankruptcy Procedure 9019

Docket 1288

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

7/31/19 - Robert Marticello, (714)445-1023, has been approved for telephonic appearance on 8/7/19 @ 11am

Tentative Ruling:

Grant motion. Approve compromise. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Movant(s):

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#102.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 5-11-16, 6-7-16, 7-21-16, 7-27-16, 9-28-16, 10-18-16, 11-29-16, 12-7-16,
3-8-17, 6-14-17, 7-11-17, 7-26-17, 8-15-17, 10-18-17, 1-10-18, 2-14-18, 3-1-18,
6-7-18, 10-17-18, 2-6-19

Docket 1

Courtroom Deputy:

7/31/19 - Robert Marticello, (714)445-1023, has been approved for telephonic appearance on 8/7/19 @ 11am

Tentative Ruling:

Docket reflects service of notice of bar date, which is good, but where is the order actually establishing the bar date that is necessary in a chapter 11 case and that was expressly requested by the Court? When will the debtor be in a position to formulate a chapter 11 plan?

Has the debtor given any additional thought to retaining a responsible officer or other disinterested person?

Hearing required.

6/7/16 -- Court approved order setting following dates:

Bar date -- July 15, 2016

L/D to serve notice of bar date -- May 13, 2016

L/D to file plan -- September 30, 2016

Cont'd status conference -- June 7, 2016 at 3:00 p.m.

Tentative Ruling for July 21, 2016:

Where is the case status report that should have been filed by July 8, 2016?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

7/20/16 -- At hearing held this date, Court heard status conference, as all parties were present and continued status conference to July 27, 2016 at 10:00 as a holding date (no status report required for this one status conference). Court will set further continued status conference at that time. OFF CALENDAR FOR JULY 21, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for July 27, 2016:

Continue case status conference to same date as a future hearing in this chapter 11 case, perhaps the date for the hearing on the examiner's report. Set deadline for filing of updated status report.

Tentative Ruling for September 28, 2016:

Discuss with parties disturbing report from examiner and failure to debtor to adequately address in its response many issues raised by the examiner, any one of which taken alone could be sufficient to warrant the appointment of a trustee.

Tentative Ruling for October 19, 2016:

What has transpired since the trustee was appointed? Where does the trustee see this case going? Hearing required.

11/28/16 -- Court approved stipulation continuing hearing to December 7, 2016 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 30, 2016. NO APPEARANCE REQUIRED. Hearing required.

Tentative Ruling for December 7, 2016:

What is the status of the trustee's administration of this case? Hearing required.

Tentative Ruling for March 8, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

The case status conference does not mention any investigation or analysis by the trustee of any possible substantive consolidation issues. Has the trustee commenced or concluded such an analysis? Does the trustee have a sense yet as to whether he is likely to proceed with a sale of the company as distinguished from an internal reorganization? Hearing required.

Tentative Ruling for June 14, 2017:

Continue case status conference to July 11, 2017 at 2:00 p.m. to be held concurrently with trustee's motion for summary judgment in the IP adversary proceeding. Trustee need not file new case status report in connection with that status conference.

APPEARANCES WAIVED ON JUNE 14, 2017.

Tentative Ruling for July 26, 2017:

Revisit status of case after conclusion of hearing on trustee's motion for summary judgment.

Tentative Ruling for August 16, 2017:

Court waived the requirement that the trustee file an updated status report in connection with this status conference and set this date as a holding date. Are there any upcoming hearings scheduled in this chapter 11 case?

Final Ruling for August 16, 2017:

Continue status conference to October 18, 2017 at 2:00 p.m. Updated status report should be served and filed not later than October 6, 2017.

Tentative Ruling for October 18, 2017:

Continue case status conference to January 10, 2018 at 2:00 p.m. Disclosure statement should be noticed for same date and time, provided it is filed and served not less than 42 days before this date. Waive requirement of updated status report. APPEARANCES WAIVED ON OCTOBER 18, 2017.

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Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, August 7, 2019

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11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

1/9/18 -- Court approved stipulation continuing status conference to **February 14, 2018 at 11:00 a.m.** OFF CALENDAR FOR JANUARY 10, 2018.

Tentative Ruling for February 14, 2018:

Continue case status conference to March 1, 2018 at 10:00 a.m. to be heard concurrently with other matters on calendar at that date and time. OFF CALENDAR FOR FEBRUARY 14, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for June 6, 2018:

Revisit status of case after conclusion of hearing on plan confirmation.

Tentative Ruling for October 17, 2018:

Court has reviewed post-confirmation status report. Continue post-confirmation status conference to February 6, 2019 at 11:00 a.m. Plan Trustee should file and serve updated status report not later than January 25, 2019. APPEARANCES WAIVED ON OCTOBER 17, 2018.

Tentative Ruling for February 6, 2019:

Court has reviewed the trustee's status report and updated status report. Discuss with the parties' Mr. Hudson's decision to move the Pico location less than a mile away to a different location on La Brea.

Tentative Ruling for August 7, 2019:

Has Hudson made the second Shortfall Payment yet (\$975,000)? If not, continue status conference until shortly after deadline for cure of this default (August 10, 2019) to see whether default is cured.

What is the status of the dispute with regard to the La Brea Restaurant? The occurrence of another restricted transaction without the trustee's consent constitutes yet another event of default under the plan. (NOTE: There is no meaningful distinction between closing the Pico location and driving it out of

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CONT... East Coast Foods, Inc.

Chapter 11

business, forcing it to close as unprofitable, by opening a new location less than a mile away on La Brea. No businessperson who was actually attempting to operate the Pico location profitably or to fulfill his obligations under the plan in good faith would do this.)

Hearing required.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
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Los Angeles
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11:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

Adv#: 2:19-01007 Flores et al v. East Coast Foods, Inc. d/b/a Rosdoe's House o

#103.00 Status Conference re: Notice of Removal of Civil Action Pending in the Los Angeles Superior Court with Proof of Service Nature of Suit: (01 (Determination of removed claim or cause)) Complaint by Daniel Flores, Dominique Spears, Jose Duarte, Maurice Faber, Ettieonne Cook, Toiva McKenzie, Arthur Moncayo against East Coast Foods, Inc. d/b/a Rosdoe's House of Chicken N' Waffles, Freeway Foods, Inc. d/b/a Roscoe's House Of Chicken N' Waffles, Shoreline Foods, Inc. d/b/a Roscoe's House Of Chicken N' Waffles, Lizbeth Jalilian aka Lisa Hernandez, Adriana Terrones, Waffle Plaza Properties, Inc., Roscoe's Intellectual Properties, LLC.

fr. 6-11-19

Docket 1

Courtroom Deputy:

7/31/19 - Robert Marticello, (714)445-1023, has been approved for telephonic appearance on 8/7/19 @ 11am

Tentative Ruling:

Tentative Ruling for June 11, 2019:

Parties attended mediation that produced a settlement. A hearing on the 9019 motion is currently set for August 7, 2019 at 11:00 a.m. Continue status conference to August 7, 2019 at 11:00 to be heard concurrently with 9019 motion. OFF CALENDAR FOR JUNE 11, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for August 7, 2019:

Revisit status of action after conclusion of hearing on motion for approval of compromise.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Defendant(s):

Roscoe's Intellectual Properties,	Pro Se
Waffle Plaza Properties, Inc.	Pro Se
Adriana Terrones	Pro Se
Amusement Foods, Inc.	Pro Se
Shoreline Foods, Inc. d/b/a Roscoe's	Pro Se
Freeway Foods, Inc. d/b/a Roscoe's	Pro Se
East Coast Foods, Inc. d/b/a	Pro Se
Lizbeth Jalilian aka Lisa Hernandez	Pro Se

Plaintiff(s):

Daniel Flores	Pro Se
Dominique Spears	Pro Se
Jose Duarte	Pro Se
Maurice Faber	Pro Se
Ettieonne Cook	Pro Se
Toiva McKenzie	Pro Se
Arthur Moncayo	Pro Se

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#104.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 723 10TH STREET, SANTA MONICA, CA 90402

MOVANT: DEUTSCHE BANK NATIONAL TRUST COMPANY

fr. 5-28-19, 6-5-19

Docket 170

***** VACATED *** REASON: CONT'D. TO 9/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 28, 2019:

This is a chapter 11 case. Therefore, even if there is no equity in the property, so long as the value of the property is not declining and the property is insured, adequately maintained, etc., the court will not grant relief "for cause" based on a lack of equity. The more relevant issue, therefore, is whether movant is entitled to relief under section 362(d)(2).

Debtor claims that this property is necessary to the plan that it has proposed because the debtor will be using the rents currently being generated by this property to partially fund the plan. That plan is currently set for a disclosure statement hearing at 2:00 p.m. on June 5, 2019. Court is not yet ready to conclude that the plan is unlikely to be confirmed within a reasonable period. (Court will make that determination in connection with its consideration of the debtor's disclosure statement, and any objections that the movant may interpose thereto.) Deny movant's motion without prejudice now or, if movant prefers and consents to an extension of the time limits set forth in section 362(e), continue hearing to date of hearing on debtor's disclosure statement.

Final Ruling for May 28, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... Samuel Michael Saber

Chapter 11

Continue hearing to June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit motion after conclusion of related matters on calendar.

7/29/19 -- Court approved stipulation continuing hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

Movant(s):

DEUTSCHE BANK NATIONAL

Represented By
Theron S Covey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#105.00 Motion for Approval of Chapter 11 Disclosure Statement

FR. 6-5-19

Docket 153

***** VACATED *** REASON: CONT'D. TO 9/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

See tentative ruling for matter no. 227.

7/3/19 -- At hearing held this date, court continued this hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

Movant(s):

Samuel Michael Saber

Represented By
Michael R Totaro
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#106.00 Debtor's Disclosure Statement describing Debtor's Chapter 11 Plan of Reorganization

FR. 6-5-19

Docket 151

***** VACATED *** REASON: CONT'D. TO 9/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Chase believes a higher interest rate is necessary to pay it a market rate of interest, that can be addressed as a confirmation issue. With regard to the value of the property, what does Chase believe the value is? Does Chase have an appraisal? Why has the debtor disregarded the broker's price opinion that he obtained in response to Chase's motion for relief from stay in favor of a figure that the debtor acknowledges was based solely on the debtor's estimate of value?

The Court has a number of problems with the current form of the plan and disclosure statement:

1. The debtor needs to file a plan and disclosure statement without using the forms. There are too many sections that are blank and inapplicable and it is confusing.
2. Plan needs a section about new value contribution if debtor plans to make one. Disclosure statement needs a discussion of the absolute priority rule and the fact that this plan violates it and cannot be confirmed over the objection of any class of unsecured creditors.
3. There should not be any unused classes (classes left blank) in the plan. The debtor should only create the classes that it needs and number those classes starting with the number 1, then 2, then 3, etc.

**United States Bankruptcy Court
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Los Angeles
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Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... Samuel Michael Saber

Chapter 11

4. The plan should include the treatment that the debtor proposes for each class of claims in the body of the plan and not in an attachment.

5. The plan needs an introduction/narrative about how the debtor plans to reorganize, the source of his income, monthly payments, etc.

6. It is unclear from the plan whether the debtor is promising a set percentage payout to unsecureds or whether he is agreeing to make a set payment amount that is estimated to pay 2 percent on account of unsecured claims. (The court prefers the latter as it is easier to determine whether or not the debtor is in compliance with the terms of the plan.)

7. Exhibits F and G don't belong in a plan or a disclosure statement. The plan should describe how the debtor intends to treat the claims. If the debtor plans to file a claim objection and the plan treatment may be affected by the outcome of that claim objection, the plan should articulate what will happen in the various different eventualities.

8. The court may have other comments/corrections that will be discussed on the record at the time of hearing on the disclosure statement.

7/3/19 -- At hearing held this date, court continued this hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#107.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-1-18, 11-7-18, 2-6-19, 6-5-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 9/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor owns two houses, both of which are rented? Are both properties occupied by rent-paying tenants at the moment? Where does the debtor live? Debtor seeks to hire a number of attorneys as special counsel to handle various items of litigation. What is the lawsuit against Chase about? What is the lawsuit against Nationstar about?

Set bar date for filing proofs of claim and deadline for serving notice of bar date.

8/7/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- August 10, 2018

Bar date -- September 24, 2018

L/D to file updated status report -- October 24, 2018

Cont'd case status conference -- November 7, 2018 at 11:00 a.m.

Tentative Ruling for November 7, 2018:

Debtor represents in his status report that he has been working on a plan and disclosure statement and that he anticipates filing this plan and disclosure statement before the date of the status conference. Has this occurred?

What does the debtor anticipate that his proposed plan will say? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 7, 2019

Hearing Room 1539

11:00 AM

CONT... Samuel Michael Saber

Chapter 11

Final Ruling for November 7, 2018:

Continue status conference to February 6, 2019 at 11:00 a.m. Debtor should file and serve updated status report by January 25, 2019.

Tentative Ruling for February 6, 2019:

Debtor still has not filed plan and disclosure statement. Debtor should devise plan structure that will work no matter the outcome of the pending matters. Set deadline for filing plan and disclosure statement for approximately 60 days. Continue case status conference to date that will coincide with date of hearing on disclosure statement.

2/12/19 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- April 22, 2019
Hearing on disclosure statement -- June 5, 2019 at 2:00 p.m.
Cont'd case status conference -- June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit status of case after conclusion of related matters on calendar.
7/3/19 -- At hearing held this date, court continued this hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 8, 2019

Hearing Room 1539

10:00 AM

2:18-12429 Dana Hollister

Chapter 11

#1.00

**MEDIATION HEARING
DEBTOR, DANA HOLLISTER
2:18-BK-12429NB**

fr. 6-19-18, 11-20-18, 1-17-19, 2-21-19, 4-25-19, 5-16-19

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Dana Hollister

Represented By
David A Tilem

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

2:16-18509 West Coast Recycling Services, Inc.

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Bryan Cory vs. Alfredo Solis aka Alfredo Solis, WEst Coast Recycling Services, Inc. Mission Recycling; Sharyl Solis, and DOES 1 -50, inclusive; Docket No. KCA-68550 Superior Court, County of Los Angeles, Pomona Courthouse South

MOVANT: BRYAN CORY

Docket 78

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is confused. There is no such thing as nondischargeable liability in the context of a corporate chapter 7 case. Debtor will not receive a discharge and, except as to certain tax claims, section 523 only applies to individual debtors. Why does the movant need to bring an action against the debtor at all? Movant can conduct discovery from third parties. The automatic stay does not prevent the movant from conducting discovery in an action to which the debtor is not a party.

However, court needs to know more about the theories of recovery that movant seeks to assert as against third parties. It appears that at least some of these claims are themselves assets of this chapter 7 estate such that there is a standing problem with permitting movant to prosecute them. If movant is claiming that any defendants breached fiduciary duties that they owed to the debtor, that is a claim that belongs to the estate. If movant is claiming that assets of the debtor were fraudulently transferred to a nondebtor, that is a claim that belongs to the estate. If movant is claiming that there is a derivative claim that the debtor failed to prosecute, that is a claim that belongs to the estate. If movant is claiming that the debtor's assets were wrongfully disbursed or distributed to a nondebtor defendant, that is a claim that belongs to the estate.

Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

CONT... West Coast Recycling Services, Inc.

Chapter 7

Party Information

Debtor(s):

West Coast Recycling Services, Inc.

Represented By
James D. Hornbuckle

Movant(s):

Bryan Cory

Represented By
Robert J Spitz

Trustee(s):

Sam S Leslie (TR)

Represented By
Christian T Kim
James A Dumas Jr

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1543 W Olympic Blvd. Los Angeles, CA 90015

MOVANT: ADMIRE CAPITAL LENDING, LLC.

Docket 108

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is there any evidence in the motion as to the value of the debtor's interest in the property? The movant bears the burden of proof on this issue.

Did the Court ever make a determination that this is single asset real estate case? The blank for the date of such a determination has been left blank in the motion. If the debtor owns an interest in the property rather than title to the entire property, is this case really a single asset real estate case?

Although section 362(d)(3) by its terms applies in chapter 7, the Court has been unable to locate a single case that has relied upon this section to grant relief from the automatic stay in a chapter 7 case. Courts have held that modification or conditioning of the automatic stay is the more appropriate remedy with granting relief from stay (or annulling the stay) would interfere with the trustee's efforts to sell the property (or, in this case, the debtor's interest in the property).

Trustee has been making diligent efforts to liquidate the estate's interest in the collateral. Continue hearing for approximately 90 days to give trustee a further opportunity to consummate a transaction.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Movant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1543 West Olympic Boulevard Los Angeles, CA 90015

MOVANT: BENJAMIN AN

fr. 7-30-19

Docket 93

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/15/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JULY 30, 2019.

Tentative Ruling for August 13, 2019:

There is no evidence in the motion as to the value of the property. Movant bears the burden of proof on the issue of the debtor's equity in the property. According to the trustee, there is insurance and adequate equity to provide adequate protection. Therefore, movant is not entitled to relief under either section 362(d)(1) or 362(d)(2).

Although there were prior bankruptcy filings, the instant bankruptcy case was brought as an involuntary case by a creditor and was not part of the debtor's scheme to hinder, delay or defraud creditors. Therefore, the motion should be denied under section 362(d)(4) as well.

Continue hearing for approximately 90 days to see how much progress the trustee is able to make in his efforts to liquidate assets of the estate.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Movant(s):

Benjamin An

Represented By
Steven J Barkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

2:19-14157 Miguel Luciano Beno

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 721 North Orchard Drive, Burbank, CA 91506

MOVANT: LOGIX FEDERAL CREDIT UNION

Docket 26

Courtroom Deputy:

8/9/19 - Alan Wolf, (949) 480-1764, has been approved for telephonic appearance on 8/13/19 @ 10am

Tentative Ruling:

Deny request for relief under section 362(d)(1) due to existence of sizeable equity cushion, but grant motion under section 362(d)(2) (without waiver of Rule 4001(a)(3)) as debtor lacks equity in the property.

Party Information

Debtor(s):

Miguel Luciano Beno

Represented By
Cameron H Totten

Movant(s):

Logix Federal Credit Union

Represented By
Daniel K Fujimoto
Caren J Castle

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

2:19-15575 Walter Steven Nevarez

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 23073 Silver Spray Drive, Diamond Bar, CA 91765

MOVANT: GILBERT SAUCEDO

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Based on the information contained in the motion, not only is there equity in the property, but there is sufficient equity to provide adequate protection. Deny motion without prejudice.

Party Information

Debtor(s):

Walter Steven Nevarez

Represented By
Richard A Avetisyan

Movant(s):

Gilbert Saucedo

Represented By
Miguel A Munoz

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

10:00 AM

2:19-17058 Sergik Avakian

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 TOYOTA TACOMA VIN # 3TMCZ5AN9JM184668

MOVANT: TOYOTA MOTOR CREDIT CORP.

Docket 47

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Movant(s):

TOYOTA MOTOR CREDIT CORP.

Represented By
Erica T Loftis Pacheco

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

#200.00 Debtor's Motion to Disallow Claims of Slinde Nelson Stanford [Claim No. 1] in the amount of \$79,096.64

fr. 10-4-17, 11-15-17, 2-14-18, 5-9-18, 5-30-18, 6-27-18, 7-18-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19

Docket 149

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/28/17 -- Court approved stipulation continuing hearing to November 15, 2017 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for February 14, 2018:

What is the status of this matter? According to this Court's October 18 order, litigation against SNS is to be stayed until orders are entered resolving the Kamana Litigation. Has this occurred? If not, what is the parties' current time estimate as to when this is likely to have occurred. Hearing required.

2/23/18 -- Court signed scheduling order setting deadline of April 20, 2018 for movant to file an adversary proceeding against claimant asserting affirmative claims and any objections to claim. Hearing continued to May 9, 2018 at 10:00 am.

Tentative Ruling for May 9, 2018:

Has debtor filed an adversary proceeding against claimant? If so, should this claim objection be withdrawn without prejudice? Hearing required.

5/21/18 -- Court approved stipulation continuing hearing to June 27, 2018 at 10:00 a.m. OFF CALENDAR FOR MAY 30, 2018.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for June 27, 2018:

Revisit status of objection after conclusion of related matter on calendar.

Final Ruling for June 27, 2018:

Continue claim objection to date of hearing on motion to abstain (July 18, 2018 at 10:00 a.m.) If court elects to abstain, it will need to deal with issue raised by the debtor of possible statute of limitations problem raised by possible running of statute of limitations for malpractice claim on July 27, 2018.

Tentative Ruling for July 18, 2018:

Revisit status after conclusion of hearing on motion to abstain.

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Call with matter no. 219. Continue hearings to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for January 29, 2019:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for April 30, 2019:

Where is the joint status report that should have been filed April 16, 2019?

Tentative Ruling for August 13, 2019:

Has trustee decided how he intends to proceed? Has the claim objection been superseded by, or consolidated into, the adversary proceeding?

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Movant(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:16-01349 Lite Solar Corp. v. KAMANA O'KALA, LLC et al

#201.00 Status Conference re: 14 (Recovery of money/property - other)) Complaint by Lite Solar Corp. against Kamana O'Kala, LLC, Patrick Schellerup

fr. 10-4-16, 1-24-17, 3-29-17, 6-7-17, 8-15-17, 9-7-17, 11-29-17, 1-10-18, 4-25-18, 8-1-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Final Ruling from October 4, 2016:

Set discovery cutoff of March 1, 2017. Continue status conference to January 24, 2017 at 2:00 p.m. Parties are to file joint status report by January 10, 2017.

Tentative Ruling for January 24, 2017:

Have discovery responses been received? Has the Oregon district court ruled on the transfer and remand motions?

Hearing required.

1/25/17 -- Court signed scheduling order continuing discovery cutoff to April 17, 2017.

3/16/17 -- Court signed scheduling order continuing discovery cutoff to May 31, 2017.

Tentative Ruling for March 29, 2017:

Discuss with parties what should become of this litigation if the district court

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Tuesday, August 13, 2019

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2:00 PM

CONT...

Lite Solar Corp.

Chapter 7

accepts the recommendation of the magistrate judge and remands the related litigation to Oregon state court?

5/3/17 -- Court approved stipulation continuing hearing to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 7, 2017:

What is the status of this matter? What progress has been made toward consolidating the various pending actions among the parties?

8/3/17 -- Court granted unilateral motion for a continuance and continued hearing on Anti-SLAPP motion to September 7, 2017 at 10:00 a.m. Court continued status conference to same date and time in that order. OFF CALENDAR FOR AUGUST 15, 2017.

8/4/17 -- Court approved stipulation extending discovery cutoff to October 31, 2017.

Tentative Ruling for September 7, 2017:

Revisit status of case after conclusion of hearing on related matters.

11/1/17 -- Court granted ex parte motion continuing discovery cutoff to January 1, 2018.

Tentative Ruling for November 29, 2017:

What, if anything, has transpired since the last status conference? Is defendant Schellerup still in bankruptcy? Hearing required.

Tentative Ruling for April 25, 2018:

The court waived the requirement that an updated status report be filed. What is the status of this matter? What, if anything, has happened since last status conference? Hearing required.

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2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for August 1, 2018:

Court has reviewed status report from Schellerup in which he offers to repay amounts due he debtor based on Schellerup's failure to comply with directions given by counsel over time. What, if anything, has transpired since last status conference. How does plaintiff intend to proceed with regard to matters referenced in Schellerup's status report.

Tentative Ruling for October 2, 2018:

Are the defendants still in bankruptcy? What does debtor/plaintiff intend to do with this adversary proceeding?

Tentative Ruling for October 23, 2018:

Has debtor negotiated settlement of this action with trustee(s) for defendants? Does trustee intend to seek approval of settlement? Hearing required.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for April 30, 2019:

Action has been stayed by defendants' bankruptcy filings. How does the trustee intend to proceed in this matter?

Tentative Ruling for August 13, 2019:

Is this action still stayed? How does trustee intend to proceed in this matter?

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

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2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Stephen A. Weaver

Defendant(s):

KAMANA O'KALA, LLC

Represented By
SreeVamshi C Reddy

Patrick Schellerup

Represented By
SreeVamshi C Reddy

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01109 Lite Solar Corp. v. Slinde & Nelson, LLC et al

#202.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Slinde & Nelson, LLC, Darian A. Stanford

fr. 6-26-18, 8-7-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/12/18 -- Court approved stipulation continuing status conference to August 7, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/18/18 -- At hearing held this date, Court continued this status conference to October 2, 2018 at 2:00 p.m. so that it may be heard concurrently with related objection to claim. OFF CALENDAR FOR AUGUST 7, 2018.

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Call with matter no. 216. Continue hearings to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

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CONT... Lite Solar Corp.

Chapter 7

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

Court has now approved trustee's application to employ special counsel in this action. Court now needs the information requested on the joint status report form.

Tentative Ruling for August 13, 2019:

According to the status report, parties will be filing cross motions for summary judgment. Continue status conference to date that can serve as date of hearing on motions for summary judgment.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Slinde & Nelson, LLC

Represented By
David L. Neale
Irving M Gross

Darian A. Stanford

Represented By
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01239 Lite Solar Corp. v. Schiffke et al

#203.00 Status Conference re: 14 (Recovery of money/property - other),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Heather Schiffke, Brian Arbizzani, Adam Ward, Steve Sefchick

fr. 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

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2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Continue status conference approximately 90 days at trustee's request to date of continued hearing in related matters.

Tentative Ruling for August 13, 2019:

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Heather Schiffke

Represented By
Joseph A Field
Irving M Gross

Brian Arbizzani

Represented By
Joseph A Field
Irving M Gross

Adam Ward

Represented By
Joseph A Field
Irving M Gross

Steve Sefchick

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT...

Lite Solar Corp.

Aaron E de Leest

Chapter 7

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01240 Lite Solar Corp. v. Energy Wise Lightning, Inc. et al

#204.00 Status Conference re: 14 (Recovery of money/property - other)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), Complaint by Lite Solar Corp. against Energy Wise Lightning, Inc., Peter Greenberg

fr. 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

Continue status conference approximately 90 days at trustee's request to date of continued hearing in related matters.

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2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for August 13, 2019:

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Energy Wise Lightning, Inc.

Represented By
Joseph A Field
Irving M Gross

Peter Greenberg

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:17-21775 Levon Isadzhanyan

Chapter 7

Adv#: 2:18-01430 Leslie (TR) v. Alaberdyan

#205.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Sam S. Leslie against Nina Alaberdyan

fr. 2-12-19, 2-26-19, 6-4-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 10/15/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/18/2019 -- Court approved stipulation extending deadline to respond to complaint to January 23, 2019.

1/28/19 -- Court approved stipulation continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 12, 2019.

Tentative Ruling for February 26, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/27/19 -- Court signed scheduling order with following dates:

Cont'd status conference -- June 4, 2019 at 2:00 p.m.

L/D to file joint status report -- May 21, 2019

L/D to complete mediation -- June 4, 2019

L/D to lodge order appointing mediators -- Marchy 18, 2019

3/20/19 -- Court approved order appointing mediators.

5/3/19 -- Court approved stipulation continuing hearing to August 13, 2019 at

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2:00 PM

CONT... Levon Isadzhanyan

Chapter 7

2:00 p.m. OFF CALENDAR FOR JUNE 4, 2019.

6/17/19 -- Court approved stipulation continuing status conference to October 15, 2019 at 2:00 p.m. and deadline to complete mediation to October 14, 2019. OFF CALENDAR FOR AUGUST 13, 2019.

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Defendant(s):

Nina Alaberdyan

Represented By
Stella A Havkin

Plaintiff(s):

Sam S Leslie (TR)

Represented By
Brandon J Iskander

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Brandon J Iskander

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-10510 Lisa Nicole Brubaker

Chapter 7

Adv#: 2:18-01230 Brubaker v. Nelnet Loan Service Inc et al

#206.00 Pretrial Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Lisa Nicole Brubaker against Firstmark Access Group , Nelnet Loan Service Inc , Deutsche Bank ELT Access Group , American Student Loan Assistance
fr. 9-26-18, 10-23-18, 1-15-19, 4-2-19, 5-7-19, 6-11-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late February. Set pretrial conference for late March. Require parties to complete a day of mediation prior to date of pretrial conference.

1/25/19 -- Court approved scheduling order with following dates:

L/D to file pretrial motions -- March 12, 2019
L/D to conduct discovery -- February 28, 2019
L/D to lodge pretrial order -- March 19, 2019
Pretrial conference -- April 2, 2019 at 2:00 p.m.
L/D to lodge order appointing mediator -- February 11, 2019
L/D to complete mediation -- April 2, 2019

2/12/19 -- Court approved order appointing mediators.

3/5/19 -- Court approved stipulation continuing pretrial conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/15/19 -- Court approved stipulation continuing pretrial conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

5/31/19 -- Court approved stipulation dismissing defendant AccessLex

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2:00 PM

**CONT... Lisa Nicole Brubaker
Institute.**

Chapter 7

Tentative Ruling for June 11, 2019:

Approve pretrial order and set trial date and briefing schedule.

Tentative Ruling for August 13, 2019:

Hearing required. (The court cannot enter a judgment that doesn't actually say anything or refer to any document in the record. The way the documents are prepared, it is not possible for the court to determine what it has actually ordered.)

Party Information

Debtor(s):

Lisa Nicole Brubaker	Pro Se
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Defendant(s):

Nelnet Loan Service Inc	Pro Se
Educational Credit Management	Represented By Scott A Schiff

Plaintiff(s):

Lisa Nicole Brubaker	Pro Se
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Trustee(s):

John J Menchaca (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-19397 Jeffrey Donohue

Chapter 7

Adv#: 2:18-01376 NATIONAL FUNIDNG, INC., a California v. Donohue

#207.00 Pretrial Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by National Funding, Inc., a California against Jeffrey Donohue

fr. 1-15-19, 4-16-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Where is joint status report that should have been filed two weeks before the status conference? How long do the parties anticipate it will take to complete discovery? Is this an appropriate matter to be sent to an early mediation? Does either party currently contemplate any pretrial motions? Hearing required.

1/18/2019 -- Court approved scheduling order setting following dates:

Cont'd status conference -- April 16, 2019 at 2:00 p.m.

L/D to file joint status report -- April 2, 2019

L/D to conduct discovery -- April 30, 2019

Tentative Ruling for April 16, 2019:

Set discovery cutoff for late August, 2019. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

4/17/19 -- Court approved scheduling order setting following dates:

Pretrial conference -- August 13, 2019 at 2:00 p.m.

L/D to lodge pretrial order -- July 30, 2019

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2:00 PM

CONT... Jeffrey Donohue

Chapter 7

L/D to complete discovery -- April 30, 2019
L/D to lodge order appointing mediator -- April 30, 2019
L/D to complete mediation -- August 13, 2019
L/D to file pretrial motions -- July 16, 2019

Tentative Ruling for August 13, 2019:

Have the parties attended a mediation? If not, why not? If the parties did not succeed in resolving this matter, where is the joint pretrial order that should have been lodged 14 days before the pretrial conference? Hearing required.

Party Information

Debtor(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Defendant(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Plaintiff(s):

NATIONAL FUNIDNG, INC., a

Represented By
Jennifer Eileen Duty

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-20916 Lucie Idleman

Chapter 7

Adv#: 2:18-01335 Attesa Properties CA, LLC v. Idleman et al

#208.00 Status Conference re: Notice of Removal of Action to Bankruptcy Court
Pursuant to F.R.B.P. 9027 by Attesa Properties CA, LLC.

fr. 12-11-18, 2-26-19, 6-4-19

Docket 1

Courtroom Deputy:

7/31/19 - Daniel Powell, (626)795-8333, has been approved for telephonic appearance on 8/13/19 @ 2pm

Tentative Ruling:

Discuss with parties factual basis of action and whether this is an appropriate matter to be sent to an early mediation.

12/18/18 -- Court approved stipulation with the following dates:

L/D to lodge order appointing mediators -- December 28, 2018

Cont'd status conference -- February 26, 2019 at 2:00 p.m.

L/D to complete mediation -- February 26, 2019

L/D to file joint status report -- February 12, 2019

Tentative Ruling for February 26, 2019:

Continue status conference for approximately 90 days. Extend deadline for the completion of mediation to date of continued status conference.

Tentative Ruling for June 4, 2019:

What will become of this action in light of court's approval of trustee's compromise? Hearing required.

6/3/19 -- Court approved stipulation continuing status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 4, 2019.\

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2:00 PM

CONT... Lucie Idleman

Chapter 7

Tentative Ruling for August 13, 2019:

When will the parties file their revised stipulation and lodge a new proposed form of judgment? What was the problem with the last set of documents?
Hearing required.

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Defendant(s):

Lucie Idleman

Pro Se

Plaintiff(s):

Atessa Properties CA, LLC

Represented By
Bobby Samini

Trustee(s):

Jason M Rund (TR)

Represented By
Kathleen J McCarthy
Thomas H Casey

**United States Bankruptcy Court
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:19-01159 United States Trustee for the Central District of v. Gardian

#209.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by United States Trustee for the Central District of California, Region
16 against Sam Albert Gardian

Docket 1

Courtroom Deputy:

7/10/19 - Default entered against Defendant Sam Albert Gardian

Tentative Ruling:

Continue status conference to August 27, 2019 at 2:00 p.m. to coincide with
hearing on motion for default judgment set for same date and time.
Appearances waived on August 13, 2019.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam Albert Gardian

Pro Se

Plaintiff(s):

United States Trustee for the Central

Represented By
Alvin Mar

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#210.00 Motion to Dismiss Adversary Proceeding

fr. 4-2-19, 5-7-19

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Tentative Ruling for August 14, 2019:

Grant in part. Trustee has consented to or authorized plaintiff to bring this action, but there is no formal stipulation on the docket. Trustee and plaintiff should enter into formal stipulation so that there is an order authorizing the plaintiff to act on behalf of the estate in prosecuting this action.

Court agrees with movants that there is effectively no factual overlap between the claims asserted against the multiple defendants. Combining these claims into a single action does not achieve efficiencies; it makes matters more confusing. Grant motion with leave to amend and require plaintiff to commence separate adversary proceedings against each secured lender. Amended complaint in this action should be against only one of the defendants. Movant should commence new adversary proceedings against remaining defendants.

Party Information

**United States Bankruptcy Court
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2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Movant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#211.00 Motion to Dismiss Adversary Proceeding

fr. 4-2-19, 5-7-19

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Tentative Ruling for August 13, 2019:

See tentative ruling for matter no. 210.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Movant(s):

Beverly Hills Bestfields

Represented By
Nami Kang

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#212.00 Status Conference re: 91 (Declaratory judgment)), (14 (Recovery of money/property - other)) Complaint by Union & Grattan Properties, LLC against Admire Capital Lending, LLC, Benjamin An, Beverly Hills Bestfields Investments, Inc..

fr. 4-2-19, 5-7-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Tentative Ruling for August 13, 2019:

Revisit status of action after conclusion of hearings on related matters.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:18-22905 John Carroll

Chapter 7

Adv#: 2:19-01036 Garcia v. Carroll

#213.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) Complaint by Joe "Joseph" Moises Garcia against John Carroll

fr. 4-9-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late September, 2019. Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to the date of the continued status conference.

4/15/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 13, 2019 at 2

L/D to file joint status report -- July 30, 2019

L/D to complete discovery -- September 30, 2019

L/D to lodge order appointing mediators -- April 23, 2019

L/D to complete mediation -- August 13, 2019

4/14/19 -- Court approved order appointing mediators.

7/29/19 -- Court approved order appointing replacement mediators.

Tentative Ruling for August 13, 2019:

Although the parties filed a document entitled, "Joint Status Report," it does not contain any of the information that the Court requires in a joint status report. Hearing required.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... John Carroll

Chapter 7

Debtor(s):

John Carroll

Represented By
Allan D Sarver

Defendant(s):

John Carroll

Represented By
David M Almaraz

Joint Debtor(s):

Donna Carroll

Represented By
Allan D Sarver

Plaintiff(s):

Jose "Joseph" Moises Garcia

Represented By
Michael B Wilson

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:19-12762 Sarah Lyn Wong

Chapter 7

Adv#: 2:19-01164 Yoo v. Courtney Construction, Inc.

#214.00 Status Conference re: 14 (Recovery of money/property - other)) Complaint by Timothy J Yoo against Courtney Construction, Inc.

Docket 1

***** VACATED *** REASON: 7/26/19 - ADV. DISMISSED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. ACTION HAS BEEN DISMISSED.

Party Information

Debtor(s):

Sarah Lyn Wong

Represented By
Robert M Aronson

Defendant(s):

Courtney Construction, Inc.

Pro Se

Plaintiff(s):

Timothy J Yoo

Represented By
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:19-14125 Hui Yang

Chapter 7

Adv#: 2:19-01168 Furuan Trading Company CO., LTD of Kaiping City v. Yang et al

#215.00 Motion to Dismiss Adversary Proceeding

Docket 3

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

There are problems with each of the claims pleaded in plaintiff's complaint:

1. 523(a)(2)(A) -- the only alleged misrepresentation is that debtors' business was financially sound. This is a representation concerning the debtors' financial condition or that of an insider/affiliate of the debtors. A representation such as this must be in writing to be actionable. Grant motion without leave to amend as to any claim under section 523(a)(2)(A). (If there are written financial statements, loan applications, etc., some written representation concerning debtors' or WK's financial condition, plaintiff may attempt to replead under section 523(a)(2)(B) instead.)

2. Section 523(a)(4) -- According to plaintiff, all of the sales were to WK and the inventory that plaintiff sold to WK belonged to WK. Therefore, if plaintiff is arguing that debtors converted assets of WK or embezzled from WK, this claim belongs to WK, not to plaintiffs. Plaintiff lacks standing to prosecute this claim. If plaintiff had not asserted that WK was a separate entity, this still would not be an appropriate claim for embezzlement. The goods were sold to WK. WK merely did not pay for them. This is a breach of contract, not embezzlement. Grant motion without leave to amend as to any claim under section 523(a)(4).

3. With regard to claim under section 727(a)(4), what is the alleged false oath? That WK is a sole proprietorship with a business location that is the same as the debtors' home address? According to plaintiff, WK is a California corporation (whose status is suspended) with a business address of 2551 S. Alameda Street, Los Angeles, CA 90058. To prevail on a claim

**United States Bankruptcy Court
Central District of California
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT...

Hui Yang

Chapter 7

under section 727(a)(4), plaintiff must plead and prove (among other things) that any false oath was made "knowingly and fraudulently" and that the misrepresentation was material.

(Is plaintiff also alleging that debtors failed to disclose assets in the form of goods that were purchased from plaintiff? Plaintiff itself pleads that these goods belonged to a separate entity, WK, and not to the debtors. If this is the case, why was it inaccurate for the debtors to disclose their interest in WK, but not the assts of WK itself?)

(Court notes that, in Part 11 of the Debtors' Statement of Financial Affairs, debtors disclose that one or both of them had previously been "an officer, director or managing executive of a corporation," known as "W.K. International Corp." located at 2551 S. Alameda St., Los Angeles, CA 90058, and that that business existed from December of 2008 to May 20, 2018. If this is the case, and WK's corporate status has been suspended, are the representations made by the debtors actually false?)

Grant motion with leave to amend claim under section 727(a)(4).

Party Information

Debtor(s):

Hui Yang

Represented By
Mitchell R Sussman

Defendant(s):

Hui Yang

Represented By
Sanaz S Bereliani

Xiaorong Ge

Represented By
Sanaz S Bereliani

Joint Debtor(s):

Xiaorong Ge

Represented By
Mitchell R Sussman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... Hui Yang

Chapter 7

Movant(s):

Hui Yang

Represented By
Sanaz S Bereliani

Xiaorong Ge

Represented By
Sanaz S Bereliani

Plaintiff(s):

Furuan Trading Company CO., LTD

Represented By
Jing Wang

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:10-40803 Philis Groomes-Love

Chapter 11

Adv#: 2:18-01072 Groomes-Love v. WELLS FARGO BANK, N.A.

#216.00 Status Conference re: 72 (Injunctive relief - other),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Philis Groomes-Love against WELLS FARGO BANK, N.A..

fr. 5-15-18, 6-26-18, 7-31-18, 10-2-18, 1-29-19, 4-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

4/23/18 -- Court approved stipulation continuing hearing to June 26, 2018 at 2:00 p.m. OFF CALENDAR FOR MAY 15, 2018. NO APPEARANCE REQUIRED.

5/15/18 -- Court approved stipulation extending deadline to respond to complaint to June 15, 2018 and continuing status conference to July 31, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

6/13/18 -- Court approved stipulation extending deadline to respond to complaint to August 14, 2018 and continuing status conference to October 2, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for October 2, 2018:

Set discovery cutoff for March, 2019. Why don't the parties want this matter sent to mediation? Hearing required.

10/4/18 -- Court signed scheduling order with following dates:

Discovery cutoff -- March 31, 2019

Cont'd status conference -- January 29, 2019 at 2:00 p.m.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... Philis Groomes-Love

Chapter 11

L/D to file updated status report -- January 15, 2019

Tentative Ruling for January 29, 2019:

Court set discovery cutoff of March 31, yet parties report in status report that they will complete discovery by the end of April. Are they requesting extension of discovery cutoff?

Are the parties still optimistic that they will succeed in negotiating a consensual resolution of this matter in the near future? Hearing required.

1/30/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- April 30, 2019 at 2:00 p.m.

L/D to file joint status report -- April 16, 2019

L/D to complete discovery -- April 30, 2019

Tentative Ruling for April 30, 2019:

Parties report that they have reached a settlement in principle. Discuss structure of settlement with parties.

Tentative Ruling for August 13, 2019:

Has the settlement agreement been signed yet? If not, why not? Why is this taking so long? Is there a problem? What is the structure of the proposed settlement? Hearing required.

Party Information

Debtor(s):

Philis Groomes-Love

Represented By
Blake J Lindemann

Defendant(s):

WELLS FARGO BANK, N.A.

Represented By
Dean G Rallis Jr
Matthew J Pero

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT...

Philis Groomes-Love

Matthew D Pham

Chapter 11

Plaintiff(s):

Philis Groomes-Love

Represented By
Blake J Lindemann

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01355 NG DIP Liquidating Trust v. Echo Global Logistics, Inc.

#217.00 Motion for Default Judgment against Defendants

fr. 4-2-19, 6-18-19

Docket 6

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Tentative Ruling for August 13, 2019:

Incurring a debt for an obligation is not a preferential transfer. (This is not a fraudulent transfer action.) A transfer actually needs to have been made to constitute a preferential transfer. Did the debtor ever pay the credit card obligations that are identified in the declarations as constituting \$118,288.53 of the "transfers" in question? If not, these "transfers" merely served to substitute the debtor's debt to the defendant with a debt owed to the credit card company and did not impact or reduce the debtor's assets in any way. Section 547 permits the avoidance of a transfer by the debtor of an interest in property. Section 101(54) defines the term, "transfer" to mean the creation of a lien, the retention of title as a security interest, the foreclosure of the debtor's equity of redemption or each mode, direct or indirect, absolute or conditional, voluntary or involuntary, of disposing of or parting with property or an interest in property. Incurring a credit card obligation is not any of these things.

Grant motion to the extent that it seeks a default judgment for the amounts actually transferred out of the debtor's bank account -- \$20,448.79.) Deny balance of relief requested.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Echo Global Logistics, Inc.

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01355 NG DIP Liquidating Trust v. Echo Global Logistics, Inc.

#218.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Echo Global Logistics, Inc.

fr. 1-8-19, 4-2-19, 6-18-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Tentative Ruling for August 13, 2019:

Revisit status of action after conclusion of hearing on motion for default judgment.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Echo Global Logistics, Inc.

Pro Se

**United States Bankruptcy Court
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Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01360 NG DIP Liquidating Trust v. Kacoo USA, LLC

Chapter 11

#219.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) . Complaint by NG DIP Liquidating Trust against Kacoo USA, LLC.

fr. 1-8-19, 4-2-19, 4-30-19, 6-11-19

Docket 1

***** VACATED *** REASON: 7/309/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

1/18/19 -- Court approved order extending deadline to respond to complain to January 31, 2019.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/16/19 -- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019. NO APPEARANCE REQUIRED.

5/29/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

7/30/19 -- Court approved stipulation dismissing action. OFF CALENDAR FOR AUGUST 13, 2019.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Kacoo USA, LLC

Represented By
Lana Milojevic
Mark M Sharf

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01361 NG DIP Liquidating Trust v. Lavish Alice

#220.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Lavish Alice.

fr. 1-8-19, 4-2-19, 5-21-19, 7-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

3/29/19 -- Court approved stipulation pursuant to which motion for default judgment was withdrawn, defendant was given until May 13, 2019 to respond to complaint and status conference was continued to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019. NO APPEARANCE REQUIRED.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

6/18/19 -- Court approved stipulation continuing status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JULY 2, 2019.

Tentative Ruling for August 13, 2019:

Set discovery cutoff for approximately 90 days. Set status conference for approximately same time frame. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lavish Alice

Represented By
Alan M Kindred

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01363 NG DIP Liquidating Trust v. Luxury Garage Sale, Inc.

#221.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Luxury Garage Sale, Inc.

fr. 1-8-19, 4-2-19, 4-30-19, 6-11-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 10/1/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/30/19 -- Court signed order continuing response date to March 1, 2019.

3/7/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/28/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

7/30/19 -- Court approved stipulation continuing hearing to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 13, 2019.

**United States Bankruptcy Court
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Los Angeles
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Luxury Garage Sale, Inc.

Represented By
Ryan A. Ellis

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01364 NG DIP Liquidating Trust v. Madison Administrative Services, Inc.

#222.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Madison Administrative Services, Inc.

fr. 1-8-19, 4-2-19, 4-30-19, 6-11-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 10/1/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Continue status conference approximately 90 days.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/28/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

8/1/19 -- Court approved stipulation continuing hearing to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 13, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Kevin Meek
Lorie A Ball
David B Shemano

Chapter 11

Defendant(s):

Madison Administrative Services,

Represented By
Ovsanna Takvoryan

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
Adv#: 2:18-01365 NG DIP Liquidating Trust v. Pursue

Chapter 11

#223.00 Motion for Default Judgment against Defendant

fr. 4-2-19, 6-18-19

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Plaintiff cannot seek to recover by way of a default judgment an amount that exceeds the amount requested in the original complaint. If plaintiff would like to increase the amount of his prayer, he will need to file and serve an amended complaint.

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Tentative Ruling for August 13, 2019:

Grant motion. Enter default judgment in favor of plaintiff for \$53,878.23.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
David B Shemano**

Chapter 11

Defendant(s):

Pursue

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01365 NG DIP Liquidating Trust v. Pursue

#224.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Pursue.

fr. 1-8-19, 4-2-19, 6-18-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Tentative Ruling for August 13, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Pursue

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01366 NG DIP Liquidating Trust v. Rakuten Marketing, LLC

#225.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Rakuten Marketing, LLC.

fr. 1-8-19, 4-2-19, 4-30-19, 6-11-19

Docket 1

***** VACATED *** REASON: 6/1/19 - NOTICE OF DISMISSAL FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/17/19 -- Court approved order extending defendant's deadline to respond to complaint to January 31, 2019.

2/1/19 -- Court approved stipulation continuing response date to March 7, 2019.

3/11/19 -- Court approved stipulation continuing response date to March 15, 2019 and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

3/18/19 -- Court approved stipulation continuing response date to April 1, 2019.

4/2/19 -- Court approved stipulation continuing response date to April 15, 2019.

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Tuesday, August 13, 2019

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2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

4/16/19 -- Court approved stipulation continuing response date to May 20, 2019 and continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/29/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

OFF CALENDAR. NOTICE OF DISMISSAL FILED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Rakuten Marketing, LLC

Pro Se

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01368 NG DIP Liquidating Trust v. Wish for Falling Star, Inc.

#226.00 Motion for Default Judgment against Defendants

fr. 4-2-19, 6-18-19

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Who prepared the chart attached as Exhibit C? Where is the testimony necessary to make this chart admissible?

Hearing required.

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Tentative Ruling for August 13, 2019:

Incurring a debt for an obligation is not a preferential transfer. (This is not a fraudulent transfer action.) A transfer actually needs to have been made to constitute a preferential transfer. Did the debtor ever pay the American Express card charge for \$17,404.02 that the trustee includes as part of the "transfers" in question? If not, this "transfer" merely served to substitute the debtor's debt to the defendant with a debt owed to American Express did not impact or reduce the debtor's assets in any way. Section 547 permits the avoidance of a transfer by the debtor of an interest in property. Section 101(54) defines the term, "transfer" to mean the creation of a lien, the retention of title as a security interest, the foreclosure of the debtor's equity of redemption or each mode, direct or indirect, absolute or conditional, voluntary or involuntary, of disposing of or parting with property or an interest in property. Incurring a credit card obligation is not any of these things.

Grant motion to the extent that it seeks a default judgment for the amounts actually transferred out of the debtor's bank account and not for the amount of the American Express charge. Deny balance of relief requested.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Wish for Falling Star, Inc.

Pro Se

Movant(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01368 NG DIP Liquidating Trust v. Wish for Falling Star, Inc.

#227.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Wish for Falling Star, Inc.

fr. 1-8-19, 4-2-19, 6-18-19

Docket 3

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/29/19 -- Court granted ex parte motion continuing deadline for movant to file supplemental declaration in support of motion for default judgment to July 23, 2019 and continuing hearing and status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

Tentative Ruling for August 13, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Wish for Falling Star, Inc.

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 13, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, August 14, 2019

Hearing Room 1539

11:00 AM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-16-16, 5-4-16, 8-10-16, 10-19-16, 11-2-16, 12-14-16, 2-15-17, 4-26-17, 10-4-17, 12-6-17, 2-28-18, 8-8-18, 11-6-18, 12-4-18, 2-26-19, 4-9-19

Docket 1

***** VACATED *** REASON: 7/2/19 - MATTER RESCHEDULED TO 8/15/19 @ 11AM**

Courtroom Deputy:

7/2/19 - Notice of rescheduled hearing mailed to parties. Hearing rescheduled to 8/15/19 @ 11am

Tentative Ruling:

When Court appointed trustee, Court set case status conference for May 4, 2016 at 11:00 a.m. and instructed UST to include in order appointing trustee the date of the status conference and that a written status report will be due by April 22. This language did not find its way into the order. No status report was filed.

What is the status of this matter?

Tentative Ruling for August 10, 2016:

When will trustee be filing chapter 11 plan? Continue case status conference to date that can serve as date of hearing on disclosure statement. Waive requirement of updated status report for next hearing.

Tentative Ruling for November 2, 2016:

Revisit status of case after conclusion of hearing on disclosure statement.

12/5/16 -- court continued hearings to February 15, 2017 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 14, 2016. NO APPEARANCE REQUIRED.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 14, 2019

Hearing Room 1539

11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Tentative Ruling for February 15, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 26, 2017:

If court confirms plan, take case status conference off calendar and set post-confirmation status conference.

Tentative Ruling for October 4, 2017:

At trustee's request, continue post-confirmation status conference to December 6, 2017 at 11:00 a.m. Trustee should file updated status report not later than November 29, 2017. APPEARANCES WAIVED ON OCTOBER 4, 2017.

Tentative Ruling for December 6, 2017:

Debtor should demand return of excess funds by a date certain and, if funds are not returned by that date, bring a motion to compel refund of overpayment. Continue case status conference to February 28, 2018 at 11:00 a.m. Trustee should file an updated status report not later than February 16, 2018. APPEARANCES WAIVED ON DECEMBER 6, 2017.

Tentative Ruling for February 28, 2018:

It seems pretty straightforward that PA Investment should be required to return the overpayment (the "Excess Funds"). Set deadline for the debtor to commence action against PA Investment for a return of the Excess Funds. If the debtor fails to comply with this deadline or to supply the missing \$85,000 itself, trustee should move forward with a sale of the property. Plan needs to be consummated.

3/2/18 -- Court signed scheduling order directing debtor to either commence adversary proceeding against PA Investment for the overpayment (or to pay this amount to the trustee itself) or the trustee will have authority to enforce

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Wednesday, August 14, 2019

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11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

and implement the default provisions under the plan.

Tentative Ruling for August 8, 2018:

Continue status conference to November 6, 2018 at 2:00 p.m. as a holding date, at which point the court will set a further continued status conference, the date of which will depend on what happens at the status conference in the reorganized debtor's adversary proceeding. APPEARANCES WAIVED ON AUGUST 8, 2018.

Tentative Ruling for November 6, 2018:

Continue case status conference to December 4, 2018 at 2:00 p.m. to coincide with date and time of status conference in adversary proceeding. APPEARANCES WAIVED ON NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

It does not appear that adversary proceeding will be resolved in the near future.
Court will not leave plan in a state of limbo for extended period. Discuss with parties what should happen to plan and case if plan cannot go effective in the near future.

Final Ruling for December 4, 2018:

Court entered order dated December 11, 2019, continuing case status conference to February 26, 2019 at 2:00 p.m and providing that, if trustee does not receive from reorganized debtor sufficient funds to enable trustee to make all payments then due under confirmed plan by 4:00 p.m. on February 19, 2019, the trustee must declare a default under the plan and invoke the plan provisions that apply in the event of a default. Court directed trustee to file and serve an updated status report not later than February 19, 2019.

Tentative Ruling for February 26, 2019:

Has the trustee declared a default under the plan? If not, why not and when

**United States Bankruptcy Court
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11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

will the trustee declare a default under the plan? When will the trustee employ a broker to market the property? Hearing required.

Final Ruling from February 26, 2019:

Continue case status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with status conference in adversary proceeding to recover alleged overpayment. Trustee should file updated status report not later than March 29, 2019. (Trustee has discovered that debtor took out another loan secured by the property for \$500,000.)

Tentative Ruling for April 9, 2019:

Reorganized debtor paid the trustee \$175,000, which the trustee believes is sufficient to consummate the plan. When does the trustee anticipate that she will be in a position to make the required plan disbursements?

MATTER RESCHEDULED TO AUGUST 15, 2019 AT 11:00 A.M.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, August 14, 2019

Hearing Room 1539

11:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 11-28-18, 1-10-19, 2-27-19, 5-1-19

Docket 1

***** VACATED *** REASON: 7/2/19 - MATTER RESCHEDULED TO
8/15/19 @ 11AM**

Courtroom Deputy:

7/2/19 - Notice of rescheduled hearing mailed to parties. Hearing rescheduled to 8/15/19 @ 11am

Tentative Ruling:

Tentative Ruling for November 28, 2018:

If motion to dismiss is not granted, set deadline for serving notice of bar date and bar date. For debtor's reference, court will not combine hearing on disclosure statement and plan.

Why does the debtor plan to wait until July 2019 to take the California Bar Exam? Why didn't the debtor register for the February bar examination? (Late registration is still available until November 30 for an additional fee of \$50. Applicants can even register from December 1 through January 15 for an additional fee of \$250 instead of \$50.)

Debtor was a full time student in 2016. How long did debtor work at Paul Hastings before he was terminated? Court would like more information concerning the facts and circumstances of debtor's termination and why debtor believes he has a valuable claim for relief.

Debtor does not own a house or a car and has no income (although his schedule reflects a briefcase worth \$5,000??). Why is this a chapter 11 case? Why did the debtor move to Los Angeles if he has a license to practice law in the State of New York? Wouldn't it have been easier to find another job in New York than in California?

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Wednesday, August 14, 2019

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11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Final Ruling for November 28, 2018:

Debtor must serve and file notice of bar date not later than December 14, 2018. Bar date will be February 4, 2019. Court will continue status conference to January 10, 2019 at 10:00 a.m. Debtor should file updated status report by December 31, 2018.

12/3/18 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 4, 2019

Cont'd status conference -- January 10, 2019 at 10:00 a.m.

L/D to file updated status report -- December 31, 2018

Tentative Ruling for January 10, 2019:

Debtor was supposed to have served notice of bar date by December 14, 2018. He served notice on December 21, 2018 (according to the proof of service attached to the notice filed with the court). The issue is when the notice was served on creditors, not when it was filed with the Court. Does the debtor have, or can the debtor truthfully execute, a declaration under penalty of perjury attesting to service on creditors of the notice of bar date on or before December 14, 2018? If not, set new bar date and require debtor to serve a new notice that explains that, because he failed to serve the prior notice in a timely manner, the Court has set a new deadline for the filing of claims.

The debtor's updated status report was filed on December 31, 2018, but does not contain a proof of service and no service copy was provided to the Court. Require debtor to file a declaration in which he states under penalty of perjury that he has read and is familiar with the local rules of the court and the court manual. Otherwise, court will insist that debtor retain counsel if he wants to remain in chapter 11.

Debtor is not licensed to practice in the State of California and should not use the abbreviation "Esq." after his name on pleadings, as that implies that one

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11:00 AM

CONT... **Andrew Stephen Hennigan**
is an attorney.

Chapter 11

Has the debtor filed the October 2018 operating report? How about the November 2018 operating report? Has the debtor now signed up for the California bar exam?

Court granted the US Trustee's ex parte application for an extension of time to respond to the debtor's application to employ VWM Analytics. The debtor proposes to employ this firm to prepare an expert report concerning the damages that he intends to assert against Paul Hastings, which is arguably premature. Debtor will have more than ample time to employ a damages expert in light of the fact that he has not even filed a lawsuit against the firm (is this still the case?) and the court assumes that liability will be contested. (Debtor reports that he cannot obtain a right to sue letter from the EEOC in light of the government shutdown.)

Final Ruling for January 10, 2019:

Continue hearing to February 27, 2019 at 10:00 am. Debtor should serve and file updated status report not later than February 15, 2019.

Tentative Ruling for February 27, 2019:

Debtor filed 2 monthly operating reports on February 15, but not the updated status report. What, if anything, has happened in this case since the January 10 status conference?

NOTE: February Bar Examination is scheduled for Tuesday and Wednesday, February 26-27, 2019. Debtor had said that he planned to sign up for this examination.

Final Ruling for February 27, 2019:

Continue hearing to May 1, 2019 at 11:00 a.m. Debtor should file updated status report by April 19, 2019. Debtor represented that he will be signing up for July bar exam and, in the meantime, looking for jobs that do not require him to be a member of the California bar.

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Wednesday, August 14, 2019

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11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Tentative Ruling for May 1, 2019:

Hearing required.

MATTER RESCHEDULED TO AUGUST 15, 2019 AT 11:00 A.M.

Party Information

Debtor(s):

Andrew Stephen Hennigan

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, August 14, 2019

Hearing Room 1539

11:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#102.00 Debtor's Emergency Motion For An Order:

- (1) Authorizing Use Of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling A Final Hearing On Permanent Use Of Cash Collatera
- (4) After Hearing, Authorizing Permanent Use Of Cash Collateral

fr. 4-16-19, 5-2-19

Docket 11

***** VACATED *** REASON: 7/2/19 - MATTER RESCHEDULED TO
8/15/19 @ 11AM**

Courtroom Deputy:

7/2/19 - Notice of rescheduled hearing mailed to parties. Hearing rescheduled to 8/15/19 @ 11am

Tentative Ruling:

Tentative Ruling for April 16, 2019:

The court has a number of questions and concerns:

1. Presumably, the lenders have liens on assets other than cash, including accounts receivable and inventory. Court cannot tell from cash flow projections attached what the balances/values of these items were as of the petition date or how they will be affected as the debtor continues to operate. The court cannot determine whether secured creditors will be adequately protected if debtor continues to operate without being able to see the entire picture. Will the debtor be generating new business sufficient to replace any receivables and inventory being liquidated, or will the debtor just be turning its existing assets into cash, spending that cash and leaving the secured creditors without any collateral or with a reduced amount of collateral?

**United States Bankruptcy Court
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Wednesday, August 14, 2019

Hearing Room 1539

11:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

2. The projections show revenue of \$135,000 in April from under "other income/AMEX." What is this?
3. The projections reflect large increases in revenue each month. On what does the debtor base the assumption that its revenues will increase by this magnitude each month?
4. What expenses are included in the \$58,946 of "miscellaneous expenses"?
5. How good has the debtor historically been at projecting its revenues?
6. There are a large number of judgment creditors who may have liens against the debtor's personal property. What does the debtor's aged accounts payable look like? How long has it been since this debtor was generally paying its debts (other than rent) as they became due?
7. There are a number of secured creditors for which Exhibit 2 shows that the amount of the debt is "unknown." Why is this the case? How reliable are the debtor's books and records?
8. In addition to the secured creditors shown on Exhibit 2 for which the amount of the debt is unknown, there are other creditors, including Sally Sirkin Lewis herself, for which the estimated claim amount has simply been left blank. What is the difference between "unknown" and blank on this chart?
9. The debtor represents that the liquidation value of its assets is only approximately \$300,000 and that creditors are unlikely to recover any significant percentage of their claims unless the debtor can reorganize, but how likely is it that the debtor actually will be able to reorganize? Might creditors be better off simply liquidating whatever there is to liquidate rather than permitting the debtor to liquidate its assets and expend the proceeds generated thereby on fruitless efforts to turn this business around? The debtor represents that, during the third and fourth quarters of 2018, there was a significant downturn in activity in the home interior furnishings industry. How has the first quarter of 2019 been going? Is the downturn continuing or

**United States Bankruptcy Court
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11:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

abating? When did the debtor first realize that it was time for it to accomplish a "business pivot" and how long has the debtor been working on trying to accomplish this pivot? And how long will it take the debtor to complete its pivot?

Hearing required.

Final Ruling for April 16, 2019:

Grant motion on interim basis. Authorize debtor to use not more than \$225,000 of cash collateral between petition date and commencement of final hearing on use of cash collateral for ordinary and necessary operating expenses in amounts not to exceed budgeted amounts, plus a 10 percent variance per item, and not including any insider compensation unless/until/to the extent approved pursuant to insider compensation procedures. Secured lenders will receive replacement liens on post-petition assets, other than avoiding power actions, to secure any diminution in the value of their cash collateral, which liens will have the same validity and priority as their prepetition liens. Debtor shall file any supplemental papers including any changes to the budget or projections and a recap of actual expenditures not later than April 30, 2019. Debtor should serve and file notice of final hearing by April 19, 2019. Oppositions will be due by April 29, 2019.

Tentative Ruling for May 2, 2019:

What is the status of negotiations between debtor and Hanmi concerning adequate protection payments? Has debtor made any adjustments to its budget or projections based on actual results since interim hearing?

Hearing required.

MATTER RESCHEDULED TO AUGUST 15, 2019 AT 11:00 A.M.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub

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11:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

Nina Z Javan

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
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Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:19-17812 Joyce I Kim

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Request for waiver of Credit Counseling Requirement (Exigent Circumstances)

Docket 10

***** VACATED *** REASON: VACATE OSC AS MOOT. CASE
DISMISSED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC as moot. Case has already been dismissed. Appearances
waived.

Party Information

Debtor(s):

Joyce I Kim

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
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Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:19-15088 Leonar Hayrabidian Hajiabad

Chapter 7

#2.00 Motion for extension of time to file a complaint objecting to discharge

Docket 24

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. US Trustee is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Leonar Hayrabidian Hajiabad

Represented By
Asbet A Issakhanian

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:19-12936 Shaoqiang Chen

Chapter 7

#3.00 Motion for extension of time to file a complaint objecting to discharge

Docket 16

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. US Trustee is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Shaoqiang Chen

Represented By
Gary R Wallace

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:19-13939 Ria S Bartolome

Chapter 7

#4.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case pursuant to 11 USC Section 707(b)(1)(2) and (3)(B) or for cause pursuant to 11 USC Section 707(a) with a bar, and contingent Motion to Extend BAr Date for filing complaint under 11 USC Section 727 Objecting to Debtor's Discharge

Docket 16

***** VACATED *** REASON: 6/25/19 - CASE DISMISSED**

Courtroom Deputy:

6/25/19 - Case dismissed.

Tentative Ruling:

Deny motion as moot. Case has already been dismissed.

Party Information

Debtor(s):

Ria S Bartolome

Represented By
James Geoffrey Beirne

Movant(s):

United States Trustee (LA)

Represented By
Kelly L Morrison

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
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Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:19-11946 Christopher Lynn Younger

Chapter 7

#5.00 Trustee's Motion for Order Compelling Turnover of Estate Property and Documents

Docket 23

Courtroom Deputy:

8/14/19 - David Goodrich, (714)966-1000, has been approved for telephonic appearance on 8/15/19 @ 10am.

Tentative Ruling:

Grant motion. In light of debtor's failure to cooperate with trustee's efforts to market the property, enter order compelling debtor to vacate premises within 10 days after entry of order granting motion.

Party Information

Debtor(s):

Christopher Lynn Younger	Pro Se
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Trustee(s):

David M Goodrich (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#6.00 Objection to Debtor's Claim of Exemptions

Docket 105

Courtroom Deputy:

7/10/19 - R. Gibson Pagter, (714)541-6072, has been approved for telephonic appearance on 8/15/19 @ 10am

Tentative Ruling:

It appears from the docket that the continued date for the debtor's 341(a) meeting was July 18, 2019. This objection was filed on June 28, 2019, and is therefore timely.

Debtor did not reside in the property as of the petition date and did not intend to move back into the property due to the high cost to maintain the property. Debtor is not entitled to assert a homestead exemption with regard to the property. Sustain objection.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

FPS-South Flower Associates, LLC

Represented By
R Gibson Pagter Jr.

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:10-40803 Philis Groomes-Love

Chapter 11

#7.00 Motion For Final Decree and Order Closing Case for early discharge, and Motion to Modify and Approve Treatment of Claim of Wells Fargo Bank, N.A.

Docket 248

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is confused. Has debtor satisfied all conditions under the plan to her obtaining a discharge? If not, why should the Court waive any of those conditions? If all conditions have been satisfied, debtor should simply request entry of her discharge, not entry of an early discharge. What was she supposed to do to obtain a discharge that she has not done?

The concept of an early discharge comes up when the debtor cannot comply with the conditions to discharge in the plan and the plan cannot be modified to solve the problem. It is not there as an alternative when the debtor has been performing in accordance with the plan. There should be a reason for this. What is the reason here?

Figures in reply do not add up. The regular obligations as of May 1, 2019 cannot be \$1,401.10, representing \$1406.80 for principal/interest and \$354.30 for escrow payments.

Hearing required.

Party Information

Debtor(s):

Philis Groomes-Love

Represented By
Blake J Lindemann

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:10-40803 Philis Groomes-Love

Chapter 11

Adv#: 2:18-01072 Groomes-Love v. WELLS FARGO BANK, N.A.

#7.10 Status Conference re: 72 (Injunctive relief - other),(14 (Recovery of money/property - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Philis Groomes-Love against WELLS FARGO BANK, N.A..

fr. 5-15-18, 6-26-18, 7-31-18, 10-2-18, 1-29-19, 4-30-19, 8-13-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

4/23/18 -- Court approved stipulation continuing hearing to June 26, 2018 at 2:00 p.m. OFF CALENDAR FOR MAY 15, 2018. NO APPEARANCE REQUIRED.

5/15/18 -- Court approved stipulation extending deadline to respond to complaint to June 15, 2018 and continuing status conference to July 31, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

6/13/18 -- Court approved stipulation extending deadline to respond to complaint to August 14, 2018 and continuing status conference to October 2, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for October 2, 2018:

Set discovery cutoff for March, 2019. Why don't the parties want this matter sent to mediation? Hearing required.

10/4/18 -- Court signed scheduling order with following dates:

Discovery cutoff -- March 31, 2019

Cont'd status conference -- January 29, 2019 at 2:00 p.m.

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

CONT... Philis Groomes-Love

Chapter 11

L/D to file updated status report -- January 15, 2019

Tentative Ruling for January 29, 2019:

Court set discovery cutoff of March 31, yet parties report in status report that they will complete discovery by the end of April. Are they requesting extension of discovery cutoff?

Are the parties still optimistic that they will succeed in negotiating a consensual resolution of this matter in the near future? Hearing required.

1/30/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- April 30, 2019 at 2:00 p.m.

L/D to file joint status report -- April 16, 2019

L/D to complete discovery -- April 30, 2019

Tentative Ruling for April 30, 2019:

Parties report that they have reached a settlement in principle. Discuss structure of settlement with parties.

Tentative Ruling for August 13, 2019:

Has the settlement agreement been signed yet? If not, why not? Why is this taking so long? Is there a problem? What is the structure of the proposed settlement? Hearing required.

Party Information

Debtor(s):

Philis Groomes-Love

Represented By
Blake J Lindemann

Defendant(s):

WELLS FARGO BANK, N.A.

Represented By
Dean G Rallis Jr
Matthew J Pero

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

CONT... Philis Groomes-Love

Matthew D Pham

Chapter 11

Plaintiff(s):

Philis Groomes-Love

Represented By
Blake J Lindemann

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#8.00 Application to Employ Justin P. Karczag and Encore Law Group LLP as
Litigation Counsel

Docket 909

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

SFR should not be a client. Only the debtor should be a client. SFR is a guarantor of the fees. That is different from its being a client. Engagement letter should be modified accordingly.

Court is not troubled by ability of proposed counsel to assert/perfect a lien against the proceeds generated by the litigation that it is being retained to handle. The problem is that the motion/application was inconsistent with the language of the retainer agreement. It appears that it is the debtor's intention for the language of the retainer agreement to govern. Why was the application prepared with a different description of the lien arrangements.

Court needs clarification as to the debtor's liability. The application made it appear that the debtor will not be responsible for the fees. This appears based on the retainer agreement to be inaccurate. The debtor will also be liable, but SFR is guaranteeing the fees and, as between the debtor and SFR, it is the understanding that SFR will pay the fees and will not have a right of reimbursement, indemnification or contribution from the debtor. Is this correct, or would SFR be entitled to assert a post-petition claim for any amounts that it pays to counsel on the debtor's behalf. (The order on the application should clarify what the terms will be.)

Court agrees that counsel should be required to file fee applications, even if the employment is approved under sections 327 and 328.

Proposed fees appear reasonable. If above issues can be resolved, approve proposed employment.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#9.00 Trustee's Motion for Order Authorizing Sale of Real Property Located at 5761 South Anderson Street, Vernon, CA:

(A) Outside the Ordinary Course of Business, Free and Clear of Claims, Liens, Encumbrances and Interests

(B) Approving the Form and Manner of Notice and Bid Process

Docket 215

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Movant(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan
Ashleigh A Danker

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan
Ashleigh A Danker

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-16-16, 5-4-16, 8-10-16, 10-19-16, 11-2-16, 12-14-16, 2-15-17, 4-26-17, 10-4-17, 12-6-17, 2-28-18, 8-8-18, 11-6-18, 12-4-18, 2-26-19, 4-9-19
FR. 8-14-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 10/16/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

When Court appointed trustee, Court set case status conference for May 4, 2016 at 11:00 a.m. and instructed UST to include in order appointing trustee the date of the status conference and that a written status report will be due by April 22. This language did not find its way into the order. No status report was filed.

What is the status of this matter?

Tentative Ruling for August 10, 2016:

When will trustee be filing chapter 11 plan? Continue case status conference to date that can serve as date of hearing on disclosure statement. Waive requirement of updated status report for next hearing.

Tentative Ruling for November 2, 2016:

Revisit status of case after conclusion of hearing on disclosure statement.

12/5/16 -- court continued hearings to February 15, 2017 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 14, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for February 15, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 26, 2017:

If court confirms plan, take case status conference off calendar and set post-confirmation status conference.

Tentative Ruling for October 4, 2017:

At trustee's request, continue post-confirmation status conference to December 6, 2017 at 11:00 a.m. Trustee should file updated status report not later than November 29, 2017. APPEARANCES WAIVED ON OCTOBER 4, 2017.

Tentative Ruling for December 6, 2017:

Debtor should demand return of excess funds by a date certain and, if funds are not returned by that date, bring a motion to compel refund of overpayment. Continue case status conference to February 28, 2018 at 11:00 a.m. Trustee should file an updated status report not later than February 16, 2018. APPEARANCES WAIVED ON DECEMBER 6, 2017.

Tentative Ruling for February 28, 2018:

It seems pretty straightforward that PA Investment should be required to return the overpayment (the "Excess Funds"). Set deadline for the debtor to commence action against PA Investment for a return of the Excess Funds. If the debtor fails to comply with this deadline or to supply the missing \$85,000 itself, trustee should move forward with a sale of the property. Plan needs to be consummated.

3/2/18 -- Court signed scheduling order directing debtor to either commence adversary proceeding against PA Investment for the overpayment (or to pay this amount to the trustee itself) or the trustee will have authority to enforce and implement the default provisions under the plan.

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Thursday, August 15, 2019

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11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Tentative Ruling for August 8, 2018:

Continue status conference to November 6, 2018 at 2:00 p.m. as a holding date, at which point the court will set a further continued status conference, the date of which will depend on what happens at the status conference in the reorganized debtor's adversary proceeding. APPEARANCES WAIVED ON AUGUST 8, 2018.

Tentative Ruling for November 6, 2018:

Continue case status conference to December 4, 2018 at 2:00 p.m. to coincide with date and time of status conference in adversary proceeding. APPEARANCES WAIVED ON NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

It does not appear that adversary proceeding will be resolved in the near future.

Court will not leave plan in a state of limbo for extended period. Discuss with parties what should happen to plan and case if plan cannot go effective in the near future.

Final Ruling for December 4, 2018:

Court entered order dated December 11, 2019, continuing case status conference to February 26, 2019 at 2:00 p.m and providing that, if trustee does not receive from reorganized debtor sufficient funds to enable trustee to make all payments then due under confirmed plan by 4:00 p.m. on February 19, 2019, the trustee must declare a default under the plan and invoke the plan provisions that apply in the event of a default. Court directed trustee to file and serve an updated status report not later than February 19, 2019.

Tentative Ruling for February 26, 2019:

Has the trustee declared a default under the plan? If not, why not and when will the trustee declare a default under the plan? When will the trustee employ a broker to market the property? Hearing required.

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Thursday, August 15, 2019

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11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Final Ruling from February 26, 2019:

Continue case status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with status conference in adversary proceeding to recover alleged overpayment. Trustee should file updated status report not later than March 29, 2019. (Trustee has discovered that debtor took out another loan secured by the property for \$500,000.)

Tentative Ruling for April 9, 2019:

Reorganized debtor paid the trustee \$175,000, which the trustee believes is sufficient to consummate the plan. When does the trustee anticipate that she will be in a position to make the required plan disbursements?

Tentative Ruling for August 15, 2019:

Continue status conference to October 16, 2019 at 11:00 a.m. Trustee should file updated status report not later than October 7, 2019.
APPEARANCES WAIVED ON AUGUST 15, 2019.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
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Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#101.00 U.S. Trustee's Motion Under 11 U.S.C. section 1112(b)(1) To Convert, Dismiss Or Appoint A Chapter 11 Trustee

Docket 69

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This case is not a reorganization and has never been. The debtor still has no regular income. The only meaningful asset of this estate is the debtor's lawsuit against his former employer. Court previously advised debtor that it was concerned with the manner in which the case was progressing and that he needed to retain chapter 11 counsel. Debtor did so, but that counsel has withdrawn and has not been replaced.

Debtor has a duty to file monthly operating reports, but has failed to do so. Only the MORs for January through April have been filed, although this case on October 18, 2019. This case has been going nowhere and is not likely to go anywhere without the assistance of competent chapter 11 counsel.

Court will not dismiss this case only to have it refiled again in the near future with exactly the same problems as the current case. Therefore, the Court will either convert the case to chapter 7 (in which event the chapter 7 trustee will be in a position to litigate or settle the debtor's claims against his former employer) or, if the debtor would prefer to retain control over the litigation and is willing to agree to a 2-year bar on refileing, the court will dismiss the case.

Party Information

Debtor(s):

Andrew Stephen Hennigan

Represented By
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18, 1-10-19, 2-27-19, 5-1-19, 8-14-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 28, 2018:

If motion to dismiss is not granted, set deadline for serving notice of bar date and bar date. For debtor's reference, court will not combine hearing on disclosure statement and plan.

Why does the debtor plan to wait until July 2019 to take the California Bar Exam? Why didn't the debtor register for the February bar examination? (Late registration is still available until November 30 for an additional fee of \$50. Applicants can even register from December 1 through January 15 for an additional fee of \$250 instead of \$50.)

Debtor was a full time student in 2016. How long did debtor work at Paul Hastings before he was terminated? Court would like more information concerning the facts and circumstances of debtor's termination and why debtor believes he has a valuable claim for relief.

Debtor does not own a house or a car and has no income (although his schedule reflects a briefcase worth \$5,000??). Why is this a chapter 11 case? Why did the debtor move to Los Angeles if he has a license to practice law in the State of New York? Wouldn't it have been easier to find another job in New York than in California?

Final Ruling for November 28, 2018:

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Los Angeles
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Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Debtor must serve and file notice of bar date not later than December 14, 2018. Bar date will be February 4, 2019. Court will continue status conference to January 10, 2019 at 10:00 a.m. Debtor should file updated status report by December 31, 2018.

12/3/18 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 4, 2019

Cont'd status conference -- January 10, 2019 at 10:00 a.m.

L/D to file updated status report -- December 31, 2018

Tentative Ruling for January 10, 2019:

Debtor was supposed to have served notice of bar date by December 14, 2018. He served notice on December 21, 2018 (according to the proof of service attached to the notice filed with the court). The issue is when the notice was served on creditors, not when it was filed with the Court. Does the debtor have, or can the debtor truthfully execute, a declaration under penalty of perjury attesting to service on creditors of the notice of bar date on or before December 14, 2018? If not, set new bar date and require debtor to serve a new notice that explains that, because he failed to serve the prior notice in a timely manner, the Court has set a new deadline for the filing of claims.

The debtor's updated status report was filed on December 31, 2018, but does not contain a proof of service and no service copy was provided to the Court. Require debtor to file a declaration in which he states under penalty of perjury that he has read and is familiar with the local rules of the court and the court manual. Otherwise, court will insist that debtor retain counsel if he wants to remain in chapter 11.

Debtor is not licensed to practice in the State of California and should not use the abbreviation "Esq." after his name on pleadings, as that implies that one is an attorney.

Has the debtor filed the October 2018 operating report? How about the

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11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

November 2018 operating report? Has the debtor now signed up for the California bar exam?

Court granted the US Trustee's ex parte application for an extension of time to respond to the debtor's application to employ VWM Analytics. The debtor proposes to employ this firm to prepare an expert report concerning the damages that he intends to assert against Paul Hastings, which is arguably premature. Debtor will have more than ample time to employ a damages expert in light of the fact that he has not even filed a lawsuit against the firm (is this still the case?) and the court assumes that liability will be contested. (Debtor reports that he cannot obtain a right to sue letter from the EEOC in light of the government shutdown.)

Final Ruling for January 10, 2019:

Continue hearing to February 27, 2019 at 10:00 am. Debtor should serve and file updated status report not later than February 15, 2019.

Tentative Ruling for February 27, 2019:

Debtor filed 2 monthly operating reports on February 15, but not the updated status report. What, if anything, has happened in this case since the January 10 status conference?

NOTE: February Bar Examination is scheduled for Tuesday and Wednesday, February 26-27, 2019. Debtor had said that he planned to sign up for this examination.

Final Ruling for February 27, 2019:

Continue hearing to May 1, 2019 at 11:00 a.m. Debtor should file updated status report by April 19, 2019. Debtor represented that he will be signing up for July bar exam and, in the meantime, looking for jobs that do not require him to be a member of the California bar.

Tentative Ruling for May 1, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

CONT... Andrew Stephen Hennigan

Chapter 11

Hearing required.

Tentative Ruling for August 15, 2019:

Revisit status of case after conclusion of hearing on US Trustee's motion to dismiss.

Party Information

Debtor(s):

Andrew Stephen Hennigan

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#103.00 Debtor's Emergency Motion For An Order:

- (1) Authorizing Use Of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling A Final Hearing On Permanent Use Of Cash Collatera
- (4) After Hearing, Authorizing Permanent Use Of Cash Collateral

fr. 4-16-19, 5-2-19, 8-14-19

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 16, 2019:

The court has a number of questions and concerns:

1. Presumably, the lenders have liens on assets other than cash, including accounts receivable and inventory. Court cannot tell from cash flow projections attached what the balances/values of these items were as of the petition date or how they will be affected as the debtor continues to operate. The court cannot determine whether secured creditors will be adequately protected if debtor continues to operate without being able to see the entire picture. Will the debtor be generating new business sufficient to replace any receivables and inventory being liquidated, or will the debtor just be turning its existing assets into cash, spending that cash and leaving the secured creditors without any collateral or with a reduced amount of collateral?
2. The projections show revenue of \$135,000 in April from under "other income/AMEX." What is this?

**United States Bankruptcy Court
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Thursday, August 15, 2019

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11:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

3. The projections reflect large increases in revenue each month. On what does the debtor base the assumption that its revenues will increase by this magnitude each month?
4. What expenses are included in the \$58,946 of "miscellaneous expenses"?
5. How good has the debtor historically been at projecting its revenues?
6. There are a large number of judgment creditors who may have liens against the debtor's personal property. What does the debtor's aged accounts payable look like? How long has it been since this debtor was generally paying its debts (other than rent) as they became due?
7. There are a number of secured creditors for which Exhibit 2 shows that the amount of the debt is "unknown." Why is this the case? How reliable are the debtor's books and records?
8. In addition to the secured creditors shown on Exhibit 2 for which the amount of the debt is unknown, there are other creditors, including Sally Sirkin Lewis herself, for which the estimated claim amount has simply been left blank. What is the difference between "unknown" and blank on this chart?
9. The debtor represents that the liquidation value of its assets is only approximately \$300,000 and that creditors are unlikely to recover any significant percentage of their claims unless the debtor can reorganize, but how likely is it that the debtor actually will be able to reorganize? Might creditors be better off simply liquidating whatever there is to liquidate rather than permitting the debtor to liquidate its assets and expend the proceeds generated thereby on fruitless efforts to turn this business around? The debtor represents that, during the third and fourth quarters of 2018, there was a significant downturn in activity in the home interior furnishings industry. How has the first quarter of 2019 been going? Is the downturn continuing or abating? When did the debtor first realize that it was time for it to accomplish a "business pivot" and how long has the debtor been working on trying to accomplish this pivot? And how long will it take the debtor to complete its

**United States Bankruptcy Court
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Hearing Room 1539

11:00 AM

CONT... J. Robert Scott, Inc.
pivot?

Chapter 11

Hearing required.

Final Ruling for April 16, 2019:

Grant motion on interim basis. Authorize debtor to use not more than \$225,000 of cash collateral between petition date and commencement of final hearing on use of cash collateral for ordinary and necessary operating expenses in amounts not to exceed budgeted amounts, plus a 10 percent variance per item, and not including any insider compensation unless/until/to the extent approved pursuant to insider compensation procedures. Secured lenders will receive replacement liens on post-petition assets, other than avoiding power actions, to secure any diminution in the value of their cash collateral, which liens will have the same validity and priority as their prepetition liens. Debtor shall file any supplemental papers including any changes to the budget or projections and a recap of actual expenditures not later than April 30, 2019. Debtor should serve and file notice of final hearing by April 19, 2019. Oppositions will be due by April 29, 2019.

Tentative Ruling for May 2, 2019:

What is the status of negotiations between debtor and Hanmi concerning adequate protection payments? Has debtor made any adjustments to its budget or projections based on actual results since interim hearing?

Hearing required.

Final Ruling for May 2, 2019:

Grant motion. Authorize debtor to use cash collateral in accordance with the budget through the commencement of the next hearing on August 14, 2019 at 11:00 a.m. on the same terms as previously approved. (Court subsequently rescheduled hearing to August 15, 2019.) Debtor should serve notice of the hearing and supplemental declaration with any changes to the budget for the next period not later than July 24, 2019. Any supplemental oppositions should be filed and served not later than August 7, 2019. A supplemental

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11:00 AM

CONT... J. Robert Scott, Inc. Chapter 11

declaration with actuals through July should be filed and served by August 9, 2019.

Tentative Ruling for August 15, 2019:

What, if anything, has transpired since the date debtor filed its last two declarations (July 24, 2019). Has the debtor regained access to its computer system and financial records yet? Hearing required.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#104.00 Debtor's Motion to Extend Time to Assume or Reject Unexpired Real Property Lease re: 979 Third Avenue, Showroom 211, 215, 220, New York, New York 10022

fr. 7-31-19

Docket 86

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Has debtor paid rents for June, July and August? If debtor is now current on post-petition payments, grant motion. Extend deadline for debtor to assume or reject lease to November 1, 2019.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
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Thursday, August 15, 2019

Hearing Room 1539

11:00 AM

2:19-19000 Jambax 2, LLC

Chapter 7

#105.00 HMC Assets, LLC's, solely as administrator for the Civic Holdings III Trust, Motion to Dismiss, or, in the Alternative, for Abstention; to Bar the Debtor from re-filing for 180-days; and request for In Rem and Prospective Relief

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Filing of bankruptcy case was a bad faith attempt to undermine the state court order appointing the receiver. It would be in the best interest of creditors and the public generally for the receiver to be permitted to perform his duties under the supervision of the superior court. Grant motion to abstain and dismiss this case with a 180-day bar to re-filing. (Dismissal will moot the request for relief from stay, and court will not grant in rem relief in the absence of facts that support a finding under section 364(d)(4), which are absent in this case. The bankruptcy filing was a scheme to hinder, delay or defraud, but it did not include the transfer of an interest in property or multiple filings affecting this property.)

(Judge's service copy should not be double-sided.)

Party Information

Debtor(s):

Jambax 2, LLC

Represented By
Sanford C Parke

Movant(s):

HMC Assets, LLC, solely as

Represented By
Amelia B. Valenzuela

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

2:11-62283 Genius Products LLC

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 225

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Genius Products LLC

Pro Se

Trustee(s):

Alfred H Siegel (TR)

Represented By

Anthony A Friedman

Alfred H Siegel (TR)

Lindsey L Smith

James P Menton JR

David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

2:15-16594 Celtic Pubs LLC

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 215

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Celtic Pubs LLC

Represented By
David W. Meadows

Trustee(s):

Wesley H Avery (TR)

Represented By
Alan I Nahmias
Stephen F Biegenzahn
Scott H Noskin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

2:16-12760 Mike Omrani

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 76

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Mike Omrani

Represented By
Stella A Havkin

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

2:16-18785 Julian Contreras

Chapter 7

#203.00 Trustee's Final Report and Applications for Compensation

Docket 53

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Julian Contreras

Represented By
Cynthia Grande

Trustee(s):

Sam S Leslie (TR)

Represented By
Eric P Israel
Zev Shechtman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#204.00 First Interim Application for Compensation and Reimbursement of Expenses for for Weintraub & Selth APC, Debtor's Attorney, Period: 4/5/2019 to 6/30/2019, **[Fees requested: \$74,501.50, Expenses: \$3,035.41]**

Docket 94

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$74,501.50 and costs of \$3,035.41. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#205.00 Confirmation Hearing re: Amended Chapter 11 Plan of Reorganization

Docket 339

Courtroom Deputy:

8/14/19 - James Hinds, (310)316-0500, has been approved for telephonic appearance on 8/15/19 @ 2pm

Tentative Ruling:

Objection of Merrill Communications to assumption of sublease is now moot, as debtor now plans to reject sublease, but do debtor's estimates of amount of cash necessary to make payments due on the effective date include the amount necessary to pay post-petition amounts due Merrill?

Overrule Spice Affair objection. Most of the objections raise the same issues as were addressed at hearings on disclosure statement. Court does not accept Spice Affair's interpretation of the relevant numbers. With regard to the best interest of creditors test, it is not appropriate to include in the calculations the debtor's net income for an 8 month period. This is a liquidation analysis based on what creditors would receive in a hypothetical chapter 7 case and does not include ongoing income from continued operations.

With regard to debtor's request for a cramdown of the secured classes that did not vote, Classes 1(c), 1(d) and 1(e). These creditors were named in an adversary proceeding to determine the amount of their claims. They have not responded to the complaint, but debtor reports that it plans to dismiss the action as against all defendants. Court needs to make a determination that their liens are being satisfied in full. (This is true whether or not they filed proofs of claim.) Where is the evidence necessary for the court to make that determination? Debtor proposes to pay the amount lent, plus interest at a market rate. Were no other amounts due under the applicable loan documents? Was there no accrued prepetition interest? Does it really make sense to dismiss the adversary proceeding? Perhaps the debtor should obtain default judgments determining that its calculation as to the amount due

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.
is the accurate one?

Chapter 11

Hearing required.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#206.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-8-18, 9-11-18, 10-9-18, 10-4-18, 2-13-19, 2-27-19, 4-30-19, 5-29-19

Docket 1

Courtroom Deputy:

8/14/19 - James Hinds, (310)316-0500, has been approved for telephonic appearance on 8/15/19 @ 2pm

Tentative Ruling:

Debtor refers in its status report to a settlement with Travel Traders Hotel that was approved on September 19, 2018. This must be inaccurate. What is the status of this settlement?

Set deadline for service of notice of bar date and bar date.

8/22/18 -- Court approved scheduling order setting following dates:

L/D to serve notice of bar date -- August 29, 2018

Bar date -- October 19, 2018

Cont'd status conf -- September 11, 2018 at 11

Tentative Ruling for September 11, 2018:

Continue case status conference to October 4, 2018 at 10:00 a.m. to be heard concurrently with UST's motion to dismiss or convert. Waive requirement that debtor file updated status report.

Tentative Ruling for October 4, 2018:

Court took motion to dismiss off calendar due to stipulation between the parties, but where is this case going? What has to happen before the debtor will be in a position to file a plan? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 15, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc. Chapter 11

10/9/18 -- Court signed scheduling order setting deadline of December 31, 2018 for filing plan and disclosure statement.

Tentative Ruling for August 15, 2019:

Revisit status of case after conclusion of confirmation hearing.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 20, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 2180, 2200-2220 N. Lincoln Avenue, 376 Acacia Street, 377 Woodbury Road; LA APN 5827-018-041

MOVANT: EAST WEST BANK

fr. 5-2-19

Docket 853

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Rulings on Evidentiary Objections:

Barclay Declaration:

1. Overrule. Declarant may offer her opinion as to these matters.
2. Overrule. It is desirable to have a principal of the party responsible for making up a shortfall acknowledge that responsibility.

Galletly Declaration:

1. Overrule. Declarant is clearly describing the debtor's position/game plan. This is an appropriate exercise for the debtor's principal. Debtor has not filed its plan yet. Declarant is describing what the debtor's eventual plan will look like. The relevant issue is not what is in the term sheet (which might give rise to a best evidence objection), but what the plan will look like and whether it will be confirmable.
2. Overrule. (See ruling on objection 1.)
3. Overrule. (See ruling on objection 1.)
4. Overrule. (See ruling on objection 1.)
5. Overrule. (See ruling on objection 1.)
6. Overrule. (See ruling on objection 1.)

Tentative Ruling on the Merits:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 20, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Deny relief at this juncture, but continue hearing to track with confirmation schedule. There is no evidence that the property is declining in value and the court is not yet ready to conclude that there is no reasonable prospect for a reorganization within a reasonable period. Thus, there is no basis for relief under either section 362(d)(1) or 362(d)(2). There need not be any equity in the property for a debtor to be in a position to confirm a plan of reorganization, and there is nothing that makes the plan that the debtor has outlined inherently unconfirmable on its face. It is not unreasonable for the debtor to take a brief period of time to change gears in light of reversal of this Court's order on appeal by the district court. Court will address any objections that movant may have concerning the confirmability of the debtor's new plan in connection with disclosure statement/plan confirmation process.

In the interim, as this is a single asset case and there is at present no plan on file, court agrees that debtor should make the payments required by section 362(d)(3). Debtor should pay interest at the contractual nondefault rate on the value of the creditor's interest in the property. EWB claims to be owed more than the value of the property. Therefore, the value of EWB's interest in the property is the value of the property. For the purpose of this analysis, court agrees that it is appropriate to utilize EWB's value for the property -- \$20,271,718. Debtor asserts that it is capable of making these payments. Enter standard adequate protection order (14-day default notices; maximum of 3 notices; relief granted upon declaration from lender without further notice or hearing if default uncured; waiver of Rule 4001(a)(3) if order is entered) requiring that the debtor make these payments, commencing with the May payment. If the debtor is unable to make these payments, EWB will get relief from stay. There is no need for this court to assess whether it will be feasible for the debtor to make these payments. The proof will be in the pudding, so to speak. Either the debtor will come up with the money to make these payments, or EWB will get relief from stay.

Tentative Ruling for August 20, 2019:

EWB filed supplemental papers arguing that the latest plan filed by the debtor is not feasible and that the debtor has no reasonable prospect of confirming a plan within a reasonable period.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 20, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

As the Court has already conditioned continuation of the automatic stay on adequate protection payments, whether or not relief from stay is appropriate on these facts will turn on whether elements of section 362(d)(2) have been satisfied. As this requires consideration of the latest version of the debtor's plan, court will revisit issue of relief from stay after consideration of the debtor's latest disclosure statement and plan.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

Movant(s):

EAST WEST BANK

Represented By
Anastasia E Bessey
Lois M Jacobs
Brian A Procel
Bernard R Given

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 20, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

**#2.00 Debtor Altadena Lincoln Crossing LLC's Amended Disclosure Statement
Describing Seventh Amended Plan of Reorganization dated July 1, 2019**

Docket 900

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule evidentiary objections. Court is not making factual findings at this juncture on the issues discussed in the declarations.

The Court has a number of questions and concerns with regard to the form of the proposed plan and disclosure statement that will be discussed on the record at the time of hearing on the disclosure statement.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 20, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#3.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-31-17, 6-14-17, 8-2-17, 10-4-17, 10-18-17, 11-29-17, 1-31-18, 2-28-18,
5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18, 1-23-19, 1-24-19,
3-7-19, 5-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/22/17 -- Court granted motion setting bar date of August 9, 2017.

Tentative Ruling for May 31, 2017:

Continue case status conference to date that can serve as date of hearing on disclosure statement, unless debtor plans to commence payments instead of filing plan on 90th day.

Tentative Ruling for June 14, 2017:

Debtor has now filed plan and disclosure statement. Continue case status conference to date of hearing on disclosure statement.

Tentative Ruling for August 2, 2017:

Continue case status conference to date of continued hearing on disclosure statement.

8/31/17 -- Court signed order continuing hearing to October 18, 2017 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for October 10, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 20, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue case status conference to date and time of confirmation hearing.

Tentative Ruling for March 7, 2019:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for May 2, 2019:

Set deadline for debtor to file new plan of reorganization. Continue case status conference and hearing on motion for relief from stay to same date and time as hearing on new disclosure statement.

Tentative Ruling for August 20, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 21, 2019

Hearing Room 1539

10:00 AM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#1.00 MUFG Union Bank's Motion to Convert Case From Chapter 11 to 7, or in the alternative Dismiss the Case

fr. 3-14-18, 5-16-18, 5-30-18, 8-1-18, 10-24-18, 12-12-18, 1-16-19, 2-27-19, 4-10-19, 5-29-19

Docket 103

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 14, 2018:

Court is not prepared to convert or dismiss the case at this time. Continue hearing on motion for approximately 90 days to see if debtor files a plan of reorganization that has any realistic prospect of being confirmed.

Final Ruling for March 14, 2018:

Continue hearing to May 16, 2018 at 2:00 p.m. Briefing closed.

Tentative Ruling for August 1, 2018:

Revisit status of motion after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

See tentative ruling for matter no. 202.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 21, 2019

Hearing Room 1539

10:00 AM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Tentative Ruling for January 16, 2019:

Revisit status of motion after conclusion of related matters on calendar.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for August 21, 2019:

Revisit status of motion after conclusion of related matters on calendar.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

Movant(s):

MUFG UNION BANK, N.A.

Represented By
Richard Sontag

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 21, 2019

Hearing Room 1539

10:00 AM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#2.00 Confirmation Hearing re: Amended Chapter 11 Plan of Reorganization

Docket 250

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why has the debtor been incurring so many overdraft fees in recent months? (Debtor reports, summarily, that most of these were in error, but what has been happening that has been resulting in all of these errors?) Why hasn't the debtor obtained a tenant for any portion of the property (or, stated differently, why has the debtor taken such an inordinately long period of time to complete the repairs/remodeling necessary to rent a unit?) What is the state of the property now? Has debtor made any efforts to locate a tenant yet?

Hearing required.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 21, 2019

Hearing Room 1539

10:00 AM

2:17-15431 Erin Nicole Feldmar-DeVitre

Chapter 11

#3.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 6-28-17, 10-4-17, 1-24-18, 2-28-18, 3-14-18, 5-16-18, 5-30-18, 10-24-18,
12-12-18, 1-16-19, 2-27-19, 4-10-19, 5-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for service of bar date and bar date.

Order authorizing counsel's employment was signed/entered June 14, 2017. Debtor is an attorney who consults, yet the vast majority of the income reflected on the budget is "monthly support." Is this from her ex-husband? Approximately how many hours per week does debtor spend doing legal-related work?

Where is the debtor currently living? Is the Bentley property habitable? What happened to the property that gave rise to the \$70,000 in insurance proceeds? What transpired in the state court that led to the entry of a judgment against the debtor "on procedural grounds"?

Why are there two separate lines that both include the cost of summer school and camp for debtor's child/children? Where do debtor's children go to school? Debtor's financial troubles include, according to the status report, medical bills. Budget does not include a line-item for medical insurance. Why not? Are these medical bills likely to be recurring or were they the result of a condition that has now been cured or eliminated?

The entries for home insurance and car insurance on the budget are blank. Who pays for these expenses? Does the debtor have a car? There do not appear to be any vehicle-related expenses on the budget. Why no?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 21, 2019

Hearing Room 1539

10:00 AM

CONT... **Erin Nicole Feldmar-DeVitre**
Hearing required.

Chapter 11

6/29/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017
Bar date -- August 31, 2017.

7/6/17 -- Court signed scheduling order with following dates:

L/D to serve bar date notice -- July 7, 2017
Bar date -- August 31, 2017.
Cont'd case status conference -- October 4, 2017 at 11:00 a.m.
L/D to file updated status report -- September 22, 2017.

Tentative Ruling for October 4, 2017:

How much work remains to be done on the property? Does the debtor have an estimate as to when the property will be in a condition to be rented?
Hearing required.

Tentative Ruling for February 28, 2018:

Continue hearing to March 14, 2018 at 10:00 a.m. to be heard concurrently with motion to convert set for same date and time. APPEARANCES WAIVED ON FEBRUARY 28, 2018.

Tentative Ruling for March 14, 2018:

Revisit status of case after conclusion of hearing on related motions.

3/19/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 16, 2018 at 2:00 p.m.
Filing of updated status report waived
L/D for debtor to file plan and disclosure statement -- March 30, 2018\
Hearing on disclosure statement -- May 16, 2018 at 2:00 p.m.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 21, 2019

Hearing Room 1539

10:00 AM

CONT... Erin Nicole Feldmar-DeVitre

Chapter 11

Tentative Ruling for August 1, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue hearing to December 12, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 24, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for January 16, 2019:

See tentative ruling for matter no. 202.

2/15/19 -- Court approved stipulation continuing hearing to April 10, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 27, 2019.

Tentative Ruling for August 21, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Erin Nicole Feldmar-DeVitre

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 22, 2019

Hearing Room 1539

11:00 AM

2:19-19334 MedCoast Medservice Inc.

Chapter 11

#1.00 Debtor's Emergency Motion for Entry of an Order Authorizing Debtor to Use Cash Collateral on an Interim Basis pending a final hearing

Docket 29

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The Court has a number of questions and concerns with regard to the motion and the debtor's financial situation generally:

1. According to the debtor's schedules, the payroll tax obligations that the debtor owes arose in 2016 through 2018. (Debtor claims that only a portion of these taxes qualify as priority claims.) Has the debtor been current on its 2019 payroll tax obligations? When did the debtor stop falling behind on payroll taxes (or, stated differently, when did the debtor stop spending trust funds to run its business)?
2. According to the papers and the debtor's schedules, the debtor may owe as much as approximately \$54,000 to the EDD and \$1.3M to the IRS for payroll tax liabilities. The debtor's assets are only worth, according to the papers, \$952,000. Debtor contends that these amounts may be overstated. How would they be overstated? Has the debtor filed all applicable returns or are some of these amounts based on estimates the EDD or IRS has made for periods for which returns were not filed?
3. In looking at the debtor's projections, there is one entry for "management payroll" near the rest of the debtor's payroll related expenses, but another entry toward the bottom of the projections called, "management salaries." What is the difference between these two entries? How many management employees does the debtor have and who are they? How many of them are insiders?
4. It appears from the adequate protection portion of the moving papers that

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 22, 2019

Hearing Room 1539

11:00 AM

CONT... MedCoast Medservice Inc.

Chapter 11

debtor is taking the position that creditors with a lien on cash collateral have an equity cushion to protect them. On what is this based? What valuation is the debtor using to arrive at this conclusion?

5. What is the Medford property that appears on the schedule of executory contracts? What is this property used for?

6. Who are Michael and Tamara Winn? Is there any relationship between the debtor and the Winn Family Trust other than that of borrower and lender? How did the debtor locate this lender?

7. The amounts currently due E&F appear to be the result of a settlement or compromise of disputes that arose earlier between the debtor and E&F. What happened? What was the nature of the dispute?

8. The debtor claims that creditors will be adequately protected by permitting the debtor to continue using cash to operate its business, yet the cash flow projections attached to the motion show a significant reduction in cash (in the vicinity of \$15,000 to \$20,000) from the beginning cash balance to the cash balance at the end of the projections.

9. The projections start with the period August 12 through August 18, 2019. How do the projections compare with what actually happened during this period?

Hearing required.

Party Information

Debtor(s):

MedCoast Medservice Inc.

Represented By
Henry D Paloci

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:00 AM

2:19-13807 MRL DISTRIBUTOR LLC

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Wigen vs. MRL Distributor, LLC dba Mech Energy Source, et al. Docket Number SCV-262995; Superior Court of Ca - County of Sonoma

MOVANT: TODD WIGGEN

fr. 7-30-19

Docket 18

Courtroom Deputy:

8/16/19 - Michael McDonald, (949)870-3800, has been approved for telephonic appearance on 8/27/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) to the extent necessary to permit movant to proceed against insurance proceeds. Deny extraordinary relief requested.

(Court is confused by the "joinder" filed by ECIG. Why is ECIG joining in this motion? Is ECIG a party to the litigation that is the subject of this motion?)

Party Information

Debtor(s):

MRL DISTRIBUTOR LLC

Represented By
Rosendo Gonzalez
Joyce Owens

Movant(s):

Todd Wigen

Represented By
Michael B McDonald

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:00 AM

2:19-13807 MRL DISTRIBUTOR LLC

Chapter 7

#2.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: William Martinez v. LG Chem, Ltd, et al, Docket No. BC718612, Superior Court of Ca, County of Los Angeles

MOVANT: WILLIAM MARTINEZ

Docket 27

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) to the extent necessary to permit movant to proceed against insurance proceeds.

Party Information

Debtor(s):

MRL DISTRIBUTOR LLC

Represented By
Rosendo Gonzalez
Joyce Owens

Movant(s):

William Martinez

Represented By
Whitney D Bertch

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:00 AM

2:19-13807 MRL DISTRIBUTOR LLC

Chapter 7

#3.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Thomas D. Lewis v. E-Cig 101 et al; Docket No. CGC-17-57493 - Superior Court of the State of California for the County of San Francisco

MOVANT: THOMAS D. LEWIS

Docket 29

Courtroom Deputy:

8/16/19 - Joseph Tomasik, (510)848-0500, has been approved for telephonic appearance on 8/27/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) to the extent necessary to permit movant to proceed against insurance proceeds. (Include in order provision that permits all parties to litigate to a final judgment, including any appeals and post-trial motions.)

Party Information

Debtor(s):

MRL DISTRIBUTOR LLC

Represented By
Rosendo Gonzalez
Joyce Owens

Movant(s):

Thomas D. Lewis

Represented By
Joseph E Tomasik

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:00 AM

2:19-15859 Luis Arellano Navarrete

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Nissan Quest VIN # JN8AE2KP9F9132372

MOVANT: GOLDEN 1 CREDIT UNION

Docket 15

Courtroom Deputy:

8/26/19 - Mirco Haag, (949)884-6345, has been approved for telephonic appearance on 8/27/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Luis Arellano Navarrete

Pro Se

Movant(s):

Golden 1 Credit Union

Represented By
Mirco J Haag

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 27, 2019

Hearing Room 1539

10:00 AM

2:19-16505 Lisa Marie Guerrero

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 11955 Gager Street, Lake View Terrace, CA 91342

MOVANT: BROKER SOLUTIONS, INC. DBA NEW AMERICAN FUNDING

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny request for relief under section 362(d)(2) due to existence of equity, but grant motion under section 362(d)(1) (without waiver of Rule 4001(a)(3)) as movant lacks adequate protection.

Party Information

Debtor(s):

Lisa Marie Guerrero

Pro Se

Movant(s):

Broker Solutions, Inc. dba New

Represented By
Nathan F Smith

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

10:00 AM

2:19-17398 Gina Marie Lopez

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1911 Yorba Drive, Pomona, California 91768

MOVANT: PENNYMAC LOAN SERVICES, LLC.

Docket 14

Courtroom Deputy:

8/19/19 - Robert Zaharadka, (619)794-0518, has been approved for telephonic appearance on 8/27/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Gina Marie Lopez

Represented By
Kelly L Casado

Movant(s):

PennyMac Loan Services, LLC

Represented By
Robert P Zahradka

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:00 AM

2:19-17832 Cesar Luna

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Nissan Sentra, VIN: 3N1AB7AP0HY299271

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 7

Courtroom Deputy:

8/21/19 - John Kim, (714)431-1086, has been approved for telephonic appearance on 8/27/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Cesar Luna

Represented By
Cynthia Grande

Movant(s):

Santander Consumer USA Inc.

Represented By
Jennifer H Wang

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:30 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#50.00 Scheduling and Case Management Conference in a Chapter 11 Case

FR. 5-29-19, 8-28-19(advanced)

Docket 1

Courtroom Deputy:

8/20/19 - Christopher Crowell, (818)907-3126, has been approved for telephonic appearance on 8/27/19 @ 10:30am

Tentative Ruling:

How has the debtor been doing with regard to meeting its projections? Are quotes converting to orders at the rate the debtor had anticipated? Has debtor succeeded in operating in accordance with its cash collateral budget or have there been significant variances? If so, in what areas?

Hearing required.

6/6/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 28, 2019 at 11:00 a.m.

L/D to file updated status report -- August 16, 2019

L/D to serve notice of bar date -- June 7, 2019

Bar date -- August 9, 2019

Tentative Ruling for August 27, 2019:

Where is the status report that debtor was to have filed by August 16, 2019? Based on US Trustee's status report, issue OSC why case should not be dismissed or converted. Set expedited hearing on OSC.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:30 AM

CONT... J. Robert Scott, Inc.

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, August 27, 2019

Hearing Room 1539

10:30 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#51.00 Debtor's Motion to Extend Time to Assume or Reject Unexpired Real Property Lease re: 979 Third Avenue, Showroom 211, 215, 220, New York, New York 10022

fr. 7-31-19, 8-15-19

Docket 86

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This hearing has already been continued twice to give the debtor an opportunity to pay post-petition rents. In light of cash flow issues, court assumes that debtor still has not paid post-petition rents. Accordingly, deny motion.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, August 27, 2019

Hearing Room 1539

10:30 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#52.00 Debtor's Emergency Motion For An Order:

- (1) Authorizing Use Of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling A Final Hearing On Permanent Use Of Cash Collatera
- (4) After Hearing, Authorizing Permanent Use Of Cash Collateral

fr. 4-16-19, 5-2-19, 8-14-19, 8-15-19

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 16, 2019:

The court has a number of questions and concerns:

1. Presumably, the lenders have liens on assets other than cash, including accounts receivable and inventory. Court cannot tell from cash flow projections attached what the balances/values of these items were as of the petition date or how they will be affected as the debtor continues to operate. The court cannot determine whether secured creditors will be adequately protected if debtor continues to operate without being able to see the entire picture. Will the debtor be generating new business sufficient to replace any receivables and inventory being liquidated, or will the debtor just be turning its existing assets into cash, spending that cash and leaving the secured creditors without any collateral or with a reduced amount of collateral?
2. The projections show revenue of \$135,000 in April from under "other income/AMEX." What is this?

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Tuesday, August 27, 2019

Hearing Room 1539

10:30 AM

CONT... J. Robert Scott, Inc.

Chapter 11

3. The projections reflect large increases in revenue each month. On what does the debtor base the assumption that its revenues will increase by this magnitude each month?
4. What expenses are included in the \$58,946 of "miscellaneous expenses"?
5. How good has the debtor historically been at projecting its revenues?
6. There are a large number of judgment creditors who may have liens against the debtor's personal property. What does the debtor's aged accounts payable look like? How long has it been since this debtor was generally paying its debts (other than rent) as they became due?
7. There are a number of secured creditors for which Exhibit 2 shows that the amount of the debt is "unknown." Why is this the case? How reliable are the debtor's books and records?
8. In addition to the secured creditors shown on Exhibit 2 for which the amount of the debt is unknown, there are other creditors, including Sally Sirkin Lewis herself, for which the estimated claim amount has simply been left blank. What is the difference between "unknown" and blank on this chart?
9. The debtor represents that the liquidation value of its assets is only approximately \$300,000 and that creditors are unlikely to recover any significant percentage of their claims unless the debtor can reorganize, but how likely is it that the debtor actually will be able to reorganize? Might creditors be better off simply liquidating whatever there is to liquidate rather than permitting the debtor to liquidate its assets and expend the proceeds generated thereby on fruitless efforts to turn this business around? The debtor represents that, during the third and fourth quarters of 2018, there was a significant downturn in activity in the home interior furnishings industry. How has the first quarter of 2019 been going? Is the downturn continuing or abating? When did the debtor first realize that it was time for it to accomplish a "business pivot" and how long has the debtor been working on trying to accomplish this pivot? And how long will it take the debtor to complete its

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10:30 AM

CONT... J. Robert Scott, Inc.
pivot?

Chapter 11

Hearing required.

Final Ruling for April 16, 2019:

Grant motion on interim basis. Authorize debtor to use not more than \$225,000 of cash collateral between petition date and commencement of final hearing on use of cash collateral for ordinary and necessary operating expenses in amounts not to exceed budgeted amounts, plus a 10 percent variance per item, and not including any insider compensation unless/until/to the extent approved pursuant to insider compensation procedures. Secured lenders will receive replacement liens on post-petition assets, other than avoiding power actions, to secure any diminution in the value of their cash collateral, which liens will have the same validity and priority as their prepetition liens. Debtor shall file any supplemental papers including any changes to the budget or projections and a recap of actual expenditures not later than April 30, 2019. Debtor should serve and file notice of final hearing by April 19, 2019. Oppositions will be due by April 29, 2019.

Tentative Ruling for May 2, 2019:

What is the status of negotiations between debtor and Hanmi concerning adequate protection payments? Has debtor made any adjustments to its budget or projections based on actual results since interim hearing?

Hearing required.

Final Ruling for May 2, 2019:

Grant motion. Authorize debtor to use cash collateral in accordance with the budget through the commencement of the next hearing on August 14, 2019 at 11:00 a.m. on the same terms as previously approved. (Court subsequently rescheduled hearing to August 15, 2019.) Debtor should serve notice of the hearing and supplemental declaration with any changes to the budget for the next period not later than July 24, 2019. Any supplemental oppositions should be filed and served not later than August 7, 2019. A supplemental

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10:30 AM

CONT... J. Robert Scott, Inc.

Chapter 11

declaration with actuals through July should be filed and served by August 9, 2019.

Tentative Ruling for August 15, 2019:

What, if anything, has transpired since the date debtor filed its last two declarations (July 24, 2019). Has the debtor regained access to its computer system and financial records yet? Hearing required.

8/20/19 -- Court entered third interim order authorizing debtor to continue to use up to \$95,000 of cash collateral on same terms through August 27, 2019. Order also required debtor to pay one half of a monthly debt service payment to Hanmi Bank by August 22, 2019. Oppositions to debtor's continued use of cash collateral must be filed and served by August 22, 2019.

Tentative Ruling for August 27, 2019:

Deny continued use of cash collateral, as continued operation of debtor's business appears to be producing net diminution in collateral values.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan

**United States Bankruptcy Court
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Los Angeles
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Hearing Room 1539

10:30 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#53.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: Client Services Agreement

MOVANT: ADP TOTALSOURCE, INC.

Docket 111

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

Movant(s):

ADP TotalSource, Inc.

Represented By
Scott E Blakeley

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:16-12275 Eric Carl Faber

Chapter 7

Adv#: 2:16-01256 Naimer et al v. Faber et al

#200.00 Plaintiff's Motion to Reopen the Adversary Proceeding and Enter Judgment in Favor of Plaintiffs Pursuant to the Settlement Agreement

Docket 35

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant. Enter judgment for plaintiff in the amount of \$24,150, plus interest at the rate of 10 percent from July 2, 2019 through the entry of judgment. (Thereafter, post-judgment interest will accrue at the federal judgment rate.)

Party Information

Debtor(s):

Eric Carl Faber

Represented By
Heather J Canning

Defendant(s):

Eric Carl Faber

Pro Se

Debra Donnelly Faber

Pro Se

Joint Debtor(s):

Debra Donnelly Faber

Represented By
Heather J Canning

Movant(s):

Lisa Naimer

Represented By
Yi S Kim
James R Felton
Richard A Brownstein
Lane K Bogard
Vanessa M Haberbusch

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2:00 PM

CONT... Eric Carl Faber

Chapter 7

Joachim Naimer

Represented By

Yi S Kim

James R Felton

Richard A Brownstein

Lane K Bogard

Vanessa M Haberbush

Plaintiff(s):

Joachim Naimer

Represented By

Yi S Kim

James R Felton

Richard A Brownstein

Lane K Bogard

Vanessa M Haberbush

Lisa Naimer

Represented By

Yi S Kim

James R Felton

Richard A Brownstein

Lane K Bogard

Vanessa M Haberbush

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:19-01173 Krasnoff, Chapter 7 Trustee v. Sahni et al

#201.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Brad D. Krasnoff, Chapter 7 Trustee against Ranbir S Sahni, Totalis Energy, LLC.

Docket 1

***** VACATED *** REASON: CONT'D. TO 10/1/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/29/19 -- Court approved stipulation continuing deadline to respond to complaint to August 19, 2019 and continuing status conference to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Ranbir S Sahni

Represented By
Leslie A Cohen

Totalis Energy, LLC

Represented By
Leslie A Cohen

Plaintiff(s):

Brad D. Krasnoff, Chapter 7 Trustee

Represented By
Aaron E de Leest

**United States Bankruptcy Court
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CONT... Lite Solar Corp.

Chapter 7

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:17-18256 Green-Light International, LLC

Chapter 7

Adv#: 2:19-01183 DYE v. Burgee & Abramoff, P.C. et al

#202.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), Complaint by CAROLYN A DYE against Burgee & Abramoff, P.C., John Burgee, Robert Abramoff, Lanius Law & Associates, P.C., Joseph Lanius

Docket 1

Courtroom Deputy:

8/20/19 - Steven Berman, (813)227-2332, has been approved for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

If defendants have filed motion to dismiss, continue status conference to date of hearing on motion as a holding date. If defendants have filed answer to complaint, both parties have indicated a willingness to attend mediation. Discuss with parties the timing of mediation.

Party Information

Debtor(s):

Green-Light International, LLC	Represented By David S Hagen
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Defendant(s):

Burgee & Abramoff, P.C.	Pro Se
John Burgee	Pro Se
Robert Abramoff	Pro Se
Lanius Law & Associates, P.C.	Represented By Stella A Havkin
Joseph Lanius	Represented By Stella A Havkin

**United States Bankruptcy Court
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

CONT... Green-Light International, LLC

Chapter 7

Plaintiff(s):

CAROLYN A DYE

Represented By
Steven M Berman

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:17-18256 Green-Light International, LLC

Chapter 7

Adv#: 2:19-01184 DYE v. de Gallegos et al

#203.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))),(13 (Recovery of money/property - 548 fraudulent transfer)),(13 (Recovery of money/property - 548 fraudulent transfer))
Complaint by Carolyn Dye against Jeffrey Norman Elliott, Max Charles Moore II, Christian de Gallegos

Docket 1

Courtroom Deputy:

8/20/19 - Jonathan Saffer, (520)529-4276, has been approved for telephonic appearance on 8/27/19 @ 2pm

8/20/19 - Steven Berman, (813)227-2332, has been approved for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

Both parties have indicated a willingness to attend mediation. Discuss with parties the timing of mediation.

Party Information

Debtor(s):

Green-Light International, LLC

Represented By
David S Hagen

Defendant(s):

Jeffrey Norman Elliott

Represented By
Jeffrey S Shinbrot

Max Charles Moore II

Represented By
Jonathan M. Saffer

Christian de Gallegos

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Green-Light International, LLC

Chapter 7

Plaintiff(s):

CAROLYN A DYE

Represented By
Steven M Berman

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

**United States Bankruptcy Court
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:17-19964 Shepherd University

Chapter 7

Adv#: 2:19-01017 Bradley D. Sharp, Chapter 7 Trustee v. Global Merchant Cash, Inc.

#204.00 Motion to set aside re Entry of Default and Default Judgment

Docket 18

***** VACATED *** REASON: CONT'D. TO 10/15/19 @ 2PM**

Courtroom Deputy:

7/15/19 - Thomas McEvoy, (212)930-9700, has been approved for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

8/12/19 -- Court approved stipulation continuing hearing to October 15, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

Party Information

Debtor(s):

Shepherd University

Represented By
Jaenam J Coe

Defendant(s):

Global Merchant Cash, Inc.

Represented By
Robert B Volynsky

Movant(s):

Global Merchant Cash, Inc.

Represented By
Robert B Volynsky

Plaintiff(s):

Bradley D. Sharp, Chapter 7 Trustee

Represented By
Elissa Miller

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:17-25306 Roberto Robles

Chapter 7

Adv#: 2:19-01188 Avery v. Robles

#205.00 Motion for Default Judgment Against Defendant Roberto Robles aka Robert Robles

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter judgment revoking debtor's discharge under 727(d)(3), based on debtor's refusal to obey order requiring them to return funds paid on account of homestead exemption that were not reinvested in a homestead within 6 months. (Court is not prepared to find that debtors acquired or retained property knowingly and fraudulently. They obtained the funds in a lawful manner, and there is no evidence in the record to show that the retention of these funds was fraudulent in any respect.)

Party Information

Debtor(s):

Roberto Robles	Pro Se
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Defendant(s):

Roberto Robles	Pro Se
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Movant(s):

Wesley H. Avery	Represented By Michelle A Marchisotto
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Plaintiff(s):

Wesley H. Avery	Represented By Michelle A Marchisotto
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**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

CONT... Roberto Robles

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Michelle A Marchisotto

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:17-25306 Roberto Robles

Chapter 7

Adv#: 2:19-01188 Avery v. Robles

#206.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Wesley H. Avery against Roberto Robles

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Roberto Robles	Pro Se
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Defendant(s):

Roberto Robles	Pro Se
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Plaintiff(s):

Wesley H. Avery	Represented By Michelle A Marchisotto
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Trustee(s):

Wesley H Avery (TR)	Represented By Michelle A Marchisotto
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**United States Bankruptcy Court
Central District of California
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:18-18746 Rachael Ann Berkahn

Chapter 7

Adv#: 2:18-01297 Berkahn v. Wells Fargo Education Financial Services et al

#207.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Rachael Ann Berkahn against Wells Fargo Education Financial Services, Navient Credit Finance Corp., SLM Private Education Loan Trust 2010-A, Salander Enterprises, LLC, Assinee of Union Fed Saving Bank, U.S. Dept of Education

fr. 11-27-18, 2-5-19, 5-7-19

Docket 1

Courtroom Deputy:

8/21/19 - Rancy Mroczynski, (714)431-1026, has been approved for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

11/9/18 -- Court approved stipulation discharging plaintiff's liability on Navient loan and dismissing Navient and SLM as defendants in this action.

Tentative Ruling for November 27, 2018:

The unilateral status report filed by counsel for plaintiff (although first page of report left identity of party represented blank) represents that plaintiff has requested an alias summons because she inadvertently failed to serve the Attorney General and the US Attorney. The joint status report filed by the parties has the box checked reflecting that all parties have now been served. Is this accurate?

Set discovery cutoff for late March 2019 and continued status conference for approximately the same time frame.

Final Ruling for November 27, 2018:

Court continued status conference to February 5, 2019 at 2:00 p.m. Parties shall file joint status report not later than January 22, 2019.

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Hearing Room 1539

2:00 PM

CONT... Rachael Ann Berkahn

Chapter 7

1/9/19 -- Court granted Dept. of Education's request for stay of proceeding in light of government shutdown. Court will continue status conference from time to time until stay has been lifted.

Tentative Ruling for February 5, 2019:

Now that government has reopened, at least temporarily, what would the Department of Education like to do with the deadlines in this action? Hearing required.

2/20/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 7, 2019 at 2:00 p.m.
L/D to file updated status report -- April 23, 2019
L/D to complete discovery -- July 12, 2019

3/7/19 -- Court approved stipulation dismissing Department of Education as defendant.

5/2/19 -- Court approved stipulation resolving action as against Salander Enterprises.

Tentative Ruling for May 7, 2019:

Is Wells Fargo the only remaining defendant at this point or do other defendants remain? What is the status of the action as against the remaining defendant(s)? Discuss with parties problem of both giving the plaintiff a judgment as against a single defendant and dismissing that defendant from the action. Should the court order the remaining parties to mediation?

5/8/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- August 27, 2019 at 2:00
L/D to file joint status report -- August 13, 2019
Discovery cutoff -- September 30, 2019

**United States Bankruptcy Court
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2:00 PM

CONT... Rachael Ann Berkhahn

Chapter 7

Tentative Ruling for August 27, 2019:

How optimistic are the parties that the matter will settle without the assistance of a mediator? Hearing required.

Party Information

Debtor(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

Defendant(s):

Wells Fargo Education Financial

Pro Se

Salander Enterprises, LLC, Assinee

Represented By
Bonni S Mantovani

U.S. Dept of Education

Represented By
Elan S Levey

Wells Fargo Bank N.A.

Represented By
Randall P Mroczynski

Navient Solutions, LLC

Represented By
Robert S Lampl

Plaintiff(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-20799 Kevin E. Peters

Chapter 7

Adv#: 2:18-01442 Martinez v. Peters et al

#208.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), 68 (Dischargeability - 523(6), willful and malicious injury. Complaint by Sharon Martinez against Kevin Edmond Peters, Cinthia Veronica Gambino Peters

fr. 2-26-19, 5-14-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 to 120 days. Discuss with parties the timing for sending the matter to mediation.

5/20/19 -- Court signed scheduling order with following dates:

Discovery cutoff -- October 31, 2019

Cont'd status conference -- August 27, 2019 at 2:00 p.m.

L/D to file joint status report -- August 13, 2019

Tentative Ruling for August 27, 2019:

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Kevin E. Peters

Represented By
M. Jonathan Hayes

Defendant(s):

Kevin Edmond Peters

Represented By

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CONT... Kevin E. Peters

Chapter 7

Cynthia Veronica Gambino Peters

M. Jonathan Hayes

Represented By
M. Jonathan Hayes

Joint Debtor(s):

Cynthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Plaintiff(s):

Sharon Martinez

Represented By
John-Patrick M Fritz

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
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Los Angeles
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Tuesday, August 27, 2019

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2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:19-01159 United States Trustee for the Central District of v. Gardian

#209.00 Motion for Default Judgment against Defendant

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter judgment barring debtor's discharge under 727(a)(3) based on debtor's failure to maintain sufficient records from which his financial condition may be ascertained -- a failure that was not justified under the circumstances of this case.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam Albert Gardian

Pro Se

Movant(s):

United States Trustee for the Central

Represented By
Alvin Mar

Plaintiff(s):

United States Trustee for the Central

Represented By
Alvin Mar

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:18-20941 Sam Albert Gardian

Chapter 7

Adv#: 2:19-01159 United States Trustee for the Central District of v. Gardian

#209.10 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by United States Trustee for the Central District of California, Region
16 against Sam Albert Gardian

fr. 8-13-19

Docket 1

Courtroom Deputy:

7/10/19 - Default entered against Defendant Sam Albert Gardian

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Sam Albert Gardian

Represented By
Khachik Akhkashian

Defendant(s):

Sam Albert Gardian

Pro Se

Plaintiff(s):

United States Trustee for the Central

Represented By
Alvin Mar

Trustee(s):

Timothy Yoo (TR)

Represented By
Richard Burstein

**United States Bankruptcy Court
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:18-24340 Seda Bederian

Chapter 7

Adv#: 2:19-01190 Dye v. Bederian

#210.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Carolyn A. Dye against Rafi Bederian

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Enter order directing defendant to file and serve response to complaint not later than October 2, 2019. If defendant appears, explain to defendant importance of complying with court's local rules concerning the conduct of adversary proceeding. If defendant fails to appear, include in foregoing order sanctions of \$150 on defendant for failing to appear at status conference and failing to participate in preparation of joint status report.

Party Information

Debtor(s):

Seda Bederian

Represented By
Aris Artounians
Christian T Kim

Defendant(s):

Rafi Bederian

Pro Se

Plaintiff(s):

Carolyn A. Dye

Represented By
Christian T Kim
James A Dumas Jr

Trustee(s):

Carolyn A Dye (TR)

Represented By
Christian T Kim

**United States Bankruptcy Court
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2:00 PM

CONT...

Seda Bederian

James A Dumas Jr

Chapter 7

**United States Bankruptcy Court
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Los Angeles
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:19-12504 Edward J. Herzstock

Chapter 7

Adv#: 2:19-01170 Farwell v. Herzstock

#211.00 Status Conference re: 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)),(41 (Objection / revocation of discharge - 727(c),(d),(e))), (14 (Recovery of money/property - other)) Complaint by Alec Farwell against Edward J. Herzstock

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Impose sanctions of \$150 on defendant for failing to participate in preparation of joint status report. Explain to defendant importance of complying with court's local rules concerning the conduct of adversary proceeding.

Party Information

Debtor(s):

Edward J. Herzstock

Represented By
J.D. Cuzzolina

Defendant(s):

Edward J. Herzstock

Pro Se

Plaintiff(s):

Alec Farwell

Represented By
Sarah R Wolk
Zachary Levine

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:19-12504 Edward J. Herzstock

Chapter 7

Adv#: 2:19-01171 Chasse v. Herzstock

#212.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)), (65 (Dischargeability - other)), (41 (Objection / revocation of discharge - 727(c),(d),(e))), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Kyle Chasse against Edward J. Herzstock.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Impose sanctions of \$150 on defendant for failing to participate in preparation of joint status report. Explain to defendant importance of complying with court's local rules concerning the conduct of adversary proceeding.

Party Information

Debtor(s):

Edward J. Herzstock

Represented By
J.D. Cuzzolina

Defendant(s):

Edward J. Herzstock

Pro Se

Plaintiff(s):

Kyle Chasse

Represented By
Sarah R Wolk
Zachary Levine

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:19-12936 Shaoqiang Chen

Chapter 7

Adv#: 2:19-01185 Sallyport Commercial Finance, LLC v. Chen

#213.00 Status Conference re: 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)) Complaint by Sallyport Commercial Finance, LLC against Steve Chen, Shaoqiang Chen, Shao Quian Chen, Chen Shaoqiang

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Discuss with parties timing of mediation. When does plaintiff plan to file its motion for partial summary adjudication and how should the timing of that interact with the scheduling of mediation? Hearing required.

Party Information

Debtor(s):

Shaoqiang Chen

Represented By
Gary R Wallace

Defendant(s):

Shaoqiang Chen

Represented By
Gary R Wallace

Plaintiff(s):

Sallyport Commercial Finance, LLC

Represented By
Lori E Eropkin

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:19-14125 Hui Yang

Chapter 7

Adv#: 2:19-01168 Furuan Trading Company CO., LTD of Kaiping City v. Yang et al

#214.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by Furuan Trading Company CO., LTD of Kaiping City against Hui Yang , Xiaorong Ge

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/19/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/13/19 -- At hearing held this date, court continued status conference to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

Party Information

Debtor(s):

Hui Yang

Represented By
Mitchell R Sussman

Defendant(s):

Hui Yang

Represented By
Sanaz S Bereliani

Xiaorong Ge

Represented By
Sanaz S Bereliani

Joint Debtor(s):

Xiaorong Ge

Represented By
Mitchell R Sussman

Plaintiff(s):

Furuan Trading Company CO., LTD

Represented By
Jing Wang

**United States Bankruptcy Court
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2:00 PM

CONT... Hui Yang

Chapter 7

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01201 Guirguis et al v. Carlsen

#215.00 Status Conference re: 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))Complaint by Mark Guirguis against Rachel Louise Carlsen

Docket 1

Courtroom Deputy:

7/28/19 - Amended complaint filed

7/31/19 - Another summons issued

Tentative Ruling:

Defendant's answer is not due until August 30, 2019. Parties have indicated a willingness to go to mediation. Discuss timing of mediation with parties.

Party Information

Debtor(s):

Rachel Louise Carlsen	Pro Se
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Defendant(s):

Rachel Louise Carlsen	Pro Se
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Plaintiff(s):

Tyler Fred	Represented By Candice Bryner
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Mark Guirguis	Represented By Candice Bryner
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Trustee(s):

Carolyn A Dye (TR)	Pro Se
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**United States Bankruptcy Court
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Tuesday, August 27, 2019

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2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01172 XMI FINANCIAL SERVICES, LLC, a Limited Liability C v. Avakian

#216.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) (68 - Dischargeability - 523(a)(6), willful and malicious injury, Complaint by Stephen Jenkins, Esq. XMI Financial Services, LLC. against Sergik Avakian

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late December. Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

XMI FINANCIAL SERVICES,

Represented By
Stephen E Jenkins

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, August 27, 2019

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2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01174 Amgine Aerospace Corporation v. Avakian

#217.00 Status Conference re: 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)) ,(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))

Docket 1

Courtroom Deputy:

8/14/19 - Loretta Mills, (310)974-8800, has been approved for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

Amgine Aerospace Corporation

Represented By
R. Jeffrey Neer

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01175 TCF EQUIPMENT FINANCE, a Division of TCF NATIONAL v. Avakian

#218.00 Status Conference re: 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)) Complaint by TCF EQUIPMENT FINANCE, a Division of TCF NATIONAL BANK against Sergik Avakian

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late December. Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

TCF EQUIPMENT FINANCE, a

Represented By
Raffi Khatchadourian

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01176 Siemens Financial Services, Inc., a Delaware corpo v. Avakian

#219.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Siemens Financial Services, Inc., Siemens Financial Services Inc against Sergik Avakian

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late December. Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

Siemens Financial Services, Inc., a

Represented By
Valerie Bantner Peo

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01177 Acra Machinery, Inc., a California corporation et v. Avakian

#220.00 Status Conference re: 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))Complaint by Acra Machinery, Inc. against Sergik Avakian

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Where is joint status report that should have been filed 14 days before status conference?

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

ACRA SEIKI, Inc., a California

Represented By
Marshall L Brubacher

Acra Machinery, Inc., a California

Represented By
Marshall L Brubacher

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#221.00 Status Conference re: Debtor's Objection to Claim #14 by Claimant Center Street Lending Fund IV SPE, LLC. in the amount of \$ 476,781.27

fr. 5-29-19

Docket 176

Courtroom Deputy:

8/22/19 - Lemuel Bryant Jaquez, (949)427-2010 x 1033, has been approved for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

Tentative Ruling for May 29, 2019:

The deadline that the debtor failed to meet was a deadline established by this court for the purpose of moving this matter along. It is not a deadline established by statute or rule and it is within the court's discretion to extend this deadline or relieve the debtor from the consequences of having failed to meet the deadline. In the absence of a showing of prejudice, the Court is inclined to overlook the fact that the debtor filed this objection on April 29, rather than April 26, and claimant has been given the 30 days notice of hearing required by the bankruptcy rules.

With regard to the merits, this Court rejects the argument that there is any meaningful distinction between default interest that falls due when an installment isn't paid on time and default interest that falls due when the principal balance isn't paid on time. The California Supreme Court has never endorsed this position. As the Supreme Court stated in Garrett v. Coast & Southern Fed. Sav. & Loan Ass'n, 9 Cal. 3d 731 (1973), "when it is manifest that a contract expressed to be performed in the alternative is in fact a contract contemplating but a single, definite performance with an additional charge contingent on the breach of that performance, the provision cannot escape examination in light of pertinent rules relative to the liquidation of damages."

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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

Section 1671(b) is applicable, but it is the debtor's burden to establish that the amount of the default interest charged is unreasonable and does not represent the result of a reasonable endeavor by the parties to estimate a fair average compensation for any loss that the lender may sustain from the debtor's failure to pay in a timely manner.

Deem the matter to be an adversary proceeding for procedural purposes and discuss with parties how much time they will require, if any, for discovery before they will be ready for an evidentiary hearing.

Final Ruling for May 29, 2019:

Court entered order on May 30, 2019 deeming objection to be an adversary proceeding for procedural purposes and setting status conference for August 27, 2019 at 2:00 pm. and a discovery cutoff of August 31, 2019 and directing parties to file joint status report by August 13, 2019.

Tentative Ruling for August 27, 2019:

Extend discovery cutoff to late December 2019. Continue status conference to approximately same time frame. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

Movant(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#222.00 Status Conference re Confirmation of Debtor's Fourth Amended Chapter 11
Plan of Reorganization

Docket 189

Courtroom Deputy:

8/22/19 - Lemuel Bryant Jaquez, (949)427-2010 x 1033, has been approved
for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

Hearing required.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#223.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18, 2-6-19, 2-27-19, 4-17-19,
5-29-19

Docket 1

Courtroom Deputy:

8/22/19 - Lemuel Bryant Jaquez, (949)427-2010 x 1033, has been approved for telephonic appearance on 8/27/19 @ 2pm

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Has debtor filed motion for authority to use cash collateral? If not, why not? Has debtor been paying expenses in the interim? Debtor has proposed August 15 as the deadline for filing a plan. What has to happen before debtor will be in a position to file a plan? Hearing required.

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.

L/D to serve notice of bar date -- March 21, 2018

Bar date -- May 31, 2018

L/D to file joint status report -- June 5, 2018

L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

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Tuesday, August 27, 2019

Hearing Room 1539

2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor should file updated status report by July 30, 2018 and plan and disclosure statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Tentative Ruling for April 17, 2019:

If court approves disclosure statement, set plan confirmation schedule.

Tentative Ruling for May 29, 2019:

At hearing held April 19, 2019, Court conditionally approved disclosure

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2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

statement and directed debtor to file final version of plan and disclosure statement and lodge order approving disclosure statement by April 30, 2019. Docket does not reflect the filing of an amended plan or disclosure statement. Why not?

Hearing required.

6/3/2019 -- Court approved fourth amended disclosure statement and set status conference on confirmation process for August 27, 2019 at 2:00 p.m.

Tentative Ruling for August 27, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, August 28, 2019

Hearing Room 1539

10:00 AM

2:19-14624 Eduardo Castaneda

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Debtor failed to file Certificate of Credit Counseling

Docket 24

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC. Trustee is investigating the prospect that there are undisclosed assets of the estate and it appears that the interests of creditors would be better served by permitting this case to remain in bankruptcy. Appearances waived. Court will prepare order.

Party Information

Debtor(s):

Eduardo Castaneda

Pro Se

Trustee(s):

Wesley H Avery (TR)

Represented By
Joseph E. Caceres

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

10:00 AM

2:18-16010 Hedieh Lee

Chapter 7

#2.00 Trustee's Motion for Disallowance of Claimed Exemptions

Docket 161

Courtroom Deputy:

8/21/19 - Brandon Iskander, (949)340-3400 has been approved for telephonic appearance on 8/28/19 @ 10am

Tentative Ruling:

Grant motion. Sustain objection to wildcard exemption, as debtor has not signed written waiver and obtained signed waiver from husband of the ability to claim the alternate set of exemptions.

Party Information

Debtor(s):

Hedieh Lee

Represented By
Onyinye N Anyama

Trustee(s):

JOHN J MENCHACA

Represented By
Brandon J Iskander
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

10:00 AM

2:18-17029 DDC Group, Inc.

Chapter 11

#3.00 Creditor Merrill Communications, LLC's Motion for an Order Compelling Payment of Administrative Rent

Docket 365

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At the August 15 confirmation hearing, the debtor did not make any mention of any defenses that it might have (or offsets) to the payment of rents due Merrill. The opposition was filed late and does not contain any evidence from which the court can determine why there is any disagreement between the parties as to whether the debtor has paid the July or August 2019 rent. What, if anything, has changed since the motion was filed? Did the movant ever receive the July or the August rent? (Court assumes that June rent must have been paid, as it is not mentioned as being unpaid in the motion. Is this correct?)

Lessor is correct that existence of security deposit does not obviate the obligation to pay the last month's rent. Presumably, if there are no damages to the premises or existing defaults, the security deposit will be refunded after the tenant vacates.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

10:00 AM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#4.00 Trustee's Motion for Order Authorizing Sale of Real Property Located at 12026 Hoffman Street, #320, Studio City CA 91604:

(A) Outside the Ordinary Course of Business, Free and Clear of Clims, Liens, Encumbrances and Intersts;

(B) For Turnover and Authorization for the U.S. Marshal to Enforce Turnover Order

(C) Approving the Form and Manner of Notice and Bid Process

Docket 230

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why is the proposed deposit for prospective overbidders this large? Wouldn't a 10 percent deposit be sufficient. (Proposed purchasers have only deposited \$22,420.)

Hearing required.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan
Ashleigh A Danker

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1545 Calendar**

Wednesday, August 28, 2019

Hearing Room 1545

10:00 AM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#5.00 Debtor's Motion to Expand the Scope of Employment of Michael Jay Berger as Debtor's Counsel

Docket 49

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Applicant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

10:00 AM

2:19-17712 Prime Realty Management LLC

Chapter 11

#6.00 U.S. Trustee's Motion Under 11 U.S.C. Section 1112(b)(1) To Convert, Dismiss Or Appoint A Chapter 11 Trustee

Docket 29

Courtroom Deputy:

8/26/19 - Kelly Sweeney, (805)777-1175, has been approved for telephonic appearance on 8/28/19 @ 10am

8/26/19 - Hayk Grigoryan, (323)350-0942, has been approved for telephonic appearance on 8/28/19 @ 10am

Tentative Ruling:

Grant motion. Convert case to chapter 7.

Party Information

Debtor(s):

Prime Realty Management LLC

Represented By
Hayk Grigoryan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

10:00 AM

2:19-17712 Prime Realty Management LLC

Chapter 11

#7.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

8/26/19 - Kelly Sweeney, (805)777-1175, has been approved for telephonic appearance on 8/28/19 @ 10am

8/26/19 - Hayk Grigoryan, (323)350-0942, has been approved for telephonic appearance on 8/28/19 @ 10am

Tentative Ruling:

Take status conference off calendar due to conversion of case.

Party Information

Debtor(s):

Prime Realty Management LLC

Represented By
Hayk Grigoryan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

10:00 AM

2:13-15999 Janice Doreen Dickinson

Chapter 7

#8.00 Trustee's Motion to Approve Compromise Under Rule 9019 with Debtor

Docket 35

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve compromise.

Party Information

Debtor(s):

Janice Doreen Dickinson

Represented By
Jeffrey N Wishman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Howard M Ehrenberg (TR)
Corey R Weber

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

2:12-50259 Hansen Freightlines Incorporated

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 2-15-17, 8-30-17, 2-28-18, 6-13-18, 12-12-18, 4-17-19

Docket 1

Courtroom Deputy:

8/26/19 - Krikor Meshefejian, (310)229-1234 has been approved for telephonic appearance on 8/28/19 @ 11am

Tentative Ruling:

Final Ruling for April 17, 2019:

Court has reviewed reorganized debtor's status report. Continue case status conference to August 28, 2019 at 11:00 a.m. Reorganized debtor should file updated status report accompanied by declaration not later than August 16, 2019. APPEARANCES WAIVED ON APRIL 17, 2019.

Tentative Ruling for August 28, 2019:

Has the debtor now paid the July and August 2019 payments? If not, when will these payments be made? Hearing required.

Party Information

Debtor(s):

Hansen Freightlines Incorporated

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Has debtor now obtained replacement financing and paid off Civic's claim in full? When does debtor anticipate filing motion to dismiss? Hearing required.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 5-29-19

Docket 1

***** VACATED *** REASON: MATTER ADVANCED TO 8/27/19 @
10:30AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

How has the debtor been doing with regard to meeting its projections? Are quotes converting to orders at the rate the debtor had anticipated? Has debtor succeeded in operating in accordance with its cash collateral budget or have there been significant variances? If so, in what areas?

Hearing required.

6/6/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 28, 2019 at 11:00 a.m.
L/D to file updated status report -- August 16, 2019
L/D to serve notice of bar date -- June 7, 2019
Bar date -- August 9, 2019

OFF CALENDAR. ADVANCED TO AUGUST 27, 2019 AT 10:30 A.M.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#103.00 Motion for Reconsideration of Disallowce of Claim or, in the Alternative to Vacate the order entered May 8, 2018 Granting Debtor's Amended Motion to Extend Time Period for Payments under Confirmed Plan and Eliminate Requirement to Continue Paying Creditors Who Have Failed to Provide Current Contact Information

fr. 6-19-19, 7-31-19

Docket 210

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 19, 2019:

When and how did movant learn of the granting of the extension motion and the disallowance of its unsecured claim? (The order eliminating the requirement that payments be made on the unsecured claim was entered on May 8, 2018.) Why did the movant wait until now to bring this motion?

Was the debtor attempting to mail payments for the unsecured portion of the claim to an address different from the address being used for the unsecured portion of the claim? If so, why?

Hearing required.

Final Ruling for June 19, 2019:

Grant in part and continue in part. Grant motion insofar as lender is requesting payment of unpaid balance of unsecured portion of claim, which had been allowed at \$7,498.17 (before payments). There is currently a dispute as to whether debtor is current on the secured portion of the claim and how much debtor has paid toward unsecured portion. Debtor calculates that she has paid \$2,773.17 and that the remaining balance due is \$4,725.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

Lender did not know how much had been paid. Continue hearing to July 31, 2019 at 10:00 a.m. Debtor should file and serve by July 3, 2019 declaration with backup showing what payments she has made on the secured claim and what payments she has paid on account of the unsecured portion of the claim. Lender should file and serve by July 15, 2019 a declaration from client under penalty of perjury with backup setting forth (1) payments received on account of secured claim; (2) payments received on account of unsecured claim; and (3) if lender is attempting to collect any attorneys' fees or any other costs, a declaration from the attorney whose fees they are with a copy of the fee statement explaining what the charges are for.

Tentative Ruling for August 28, 2019:

See tentative ruling for matter no. 104.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

Movant(s):

BAYVIEW LOAN SERVICING,

Represented By
Edward G Schloss

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#104.00 Debtor's Motion For Final Decree and Order Closing Case

fr. 6-19-19, 7-31-19

Docket 206

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Final Ruling from June 19, 2019:

Continue hearing to July 31, 2019 at 10:00 a.m. Court needs to ascertain whether debtor is current on payments on secured claim and how much more is due on the unsecured portion of creditor's claim.

Tentative Ruling for July 31, 2019:

Debtor now reports that she is current with regard to the secured claim, with the exception of \$336.80 due from the June 2019 payment and \$2,765 due from the July 2019 payment (for total past due payments of \$3,101.80) and that, with regard to the unsecured portion of the claim, she has paid a total of \$2,573.17, leaving an unpaid balance for the claim of \$4,925. (This payment total includes two payments of \$400 each that debtor intended for the unsecured portion of the claim, but asserts that lender applied against secured portion.) It does not include two payments of \$400 that were returned to the debtor based on an invalid address.

Overrule evidentiary objections. Lender asserts that debtor should not get double credit, treating the payments that she intended to be applied to the unsecured claim as having been paid on account of both the unsecured and the secured claims, but a review of the debtor's chart of payments on account of the secured claims does not reflect these two misdirected \$400 payments.

With regard to the debtor's failure to file the document in a timely manner,

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

court is prepared to give the lender additional time to respond if the debtor's belated filing deprived the lender of the time that it needed to do the required research.

Lender claims that the debtor is currently past due for the months of May through July 2019 on the secured claim, for a total of 3x \$2,765, less \$1,631.33 held in suspense, for a balance of \$6,663.67. Lender claims that there is a total due with regard to the unsecured claim of \$4,925.01. As this is a penny off from the debtor's calculations, there does not appear to be a meaningful dispute with regard to the unsecured claim.

Debtor needs to supply the separate dollar amounts and check numbers of each partial payment when she made more than one payment in a given month so that the lender can attempt to track these payments. Lender should annotate debtor's schedule to reflect where there are differences. Court will not do the comparison for the parties. Once debtor supplies the missing information, lender will need to identify for the court which of the payments identified by the debtor it denies receiving and which payment amounts it contends are wrong (by annotation on the debtor's chart) so that the court can determine what the actual issues to be resolved are and where additional evidence may be required. Also, the court needs additional information as to the basis for each party's contentions as to the appropriate payment amounts. Do these numbers come from the plan? Does the plan establish a fixed payment amount or a variable interest rate? Were notices sent to the debtor when there were increases?

Hearing required.

Final Ruling from July 31, 2019:

Continue hearing to 11:00 a.m. on August 28, 2019. By August 1, debtor will file an updated chart that has totals on the bottom. For months in which debtor made more than one payment, debtor should breakout the amount of each payment and provide check numbers (if payments were made by check). By August 21, 2019, Lender should file and serve its response. Lender should annotate the debtor's chart, identify any payments that it did not receive, update its calculations and be able to reconcile amounts shown on its

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

online system. Court disallowed request for attorneys' fees, as claim is undersecured, but will permit reimbursement for advances for insurance and taxes, if there are any. (Debtor handed lender's counsel check for \$492.50 as a payment toward the unsecured claim for the second quarter of 2019. Debtor will make payments from this point forward on the unsecured claim in amounts at least equal to the payments contemplated by the plan at least quarterly.

Tentative Ruling for August 28, 2019:

In Suarez declaration, lender contends that there are three post-confirmation monthly mortgage payments due, but lender identifies these payments as being for the months of June 2019 through July 2019, which is two months. Later in the attachments, it appears that August 2019 is the missing third month. Is this correct?

At prior hearing, it appeared that there were no remaining disputes as to the amounts paid on account of the unsecured claim. With regard to the secured portion of the claim, the parties agreed that the basis of the disagreement between them was the uncertainty (and difficulties in calculation) arising from the changes in the payments due for the escrow account and any advances made by the lender for real estate taxes and insurance.

Debtor's calculation showed a payment of \$1,000 on August 6, 2019. Lender had not received this payment as of the time it filed its latest round of declarations. Has this payment shown up? If not, was this amount deducted from the debtor's bank account?

Debtor acknowledged that there was a \$2,200 payment that was returned to the debtor. Was this still included in the debtor's calculations?

In a number of instances, the lender has reported that the amount of a payment reflected on the debtor's chart is overstated by a few dollars (for example, \$15 on January 7, 2016; \$6.40 on February 10, 2016 and \$26.44 on June 14, 2016). Does debtor have bank statements or other evidence to support her contentions with regard to the amount of these payments?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

With the exception of the missing \$1,000 payment and the discrepancies identified in the preceding paragraph, does the debtor disagree with the lender's calculations in any respect?

Hearing required.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

Movant(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#105.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 7-11-13; 8/15/13, 8-22-13, 9-26-13, 10-23-13, 2-26-14, 6-4-14, 12-3-14, 6-10-15, 12-9-15, 6-15-16, 12-14-16, 5-17-17, 6-7-17, 12-6-17, 3-21-18, 9-26-18, 3-20-19, 5-1-19, 6-19-19, 7-31-19

Docket 82

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue case status conference to December 3, 2014 at 11:00 a.m. Debtor should file with the Court status report that sets forth plan payments made through that date not later than November 21, 2014. APPEARANCES WAIVED ON JUNE 4, 2014.

Tentative Ruling for December 3, 2014:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for June 10, 2015:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for December 9, 2015:

Continue status conference for approximately 6 months. Set new deadline for filing status report and discuss form of status report with debtor.

Final Ruling for December 9, 2015:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

Continue hearing to June 15, 2016 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than June 3, 2016.

Tentative Ruling for June 15, 2016:

Where is the status report that should have been filed by June 3, 2016?

Tentative Ruling for December 14, 2016:

Court ordered debtor to file updated status report by December 1. The only report the Court has seen is the Post-Confirmation Status Report for the quarter ending September 30, 2016, filed December 5, 2016. According to that report, the debtor made a total of \$31,268.15 in disbursements during the third quarter. Is this right? Is the debtor now current on her plan payments? Hearing required.

Final Ruling for December 14, 2016:

Debtor is now in compliance and is current on her plan payments. Continue hearing to May 17, 2017 at 11:00 a.m. Reorganized debtor should file and serve an updated status report not later than May 5, 2017.

Tentative Ruling for May 17, 2017:

Where is the status report that should have been filed on May 5, 2017? What is the status of this case? Hearing required.

Tentative Ruling for June 7, 2017:

Court has reviewed reorganized debtor's status reports. Continue case status conference to December 6, 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than November 29, 2017.

APPEARANCES WAIVED ON JUNE 7, 2017.

Tentative Ruling for December 6, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

According to coversheet to status report, payments to BNY Mellon and Deutsche Bank on account of unsecured claims are being returned uncashed? Has debtor had any contact with creditors? Have they explained why this is occurring? Hearing required.

Final Ruling for December 6, 2018:

Continue case status conference to March 21, 2018 at 11:00 a.m.
Reorganized debtor should file updated status report by March 9, 2018. UST should serve written notice on the debtor.

Tentative Ruling for March 21, 2018:

Docket does not reflect service of a notice or filing of an updated status report. What is the status of this matter? Hearing required.

Tentative Ruling for September 26, 2018:

Continue case status conference to March 20, 2019 at 11:00 a.m.
Reorganized debtor should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

Tentative Ruling for March 20, 2019:

Court previously disallowed the unsecured portion of secured creditors' claims due to their failure to provide correct mailing address information, but their secured claims remain as liens against the debtor's property. Does the debtor agree with the information contained in secure creditors' notice regarding failure to make post-petition plan payments on their secured claims?

Hearing required.

Tentative Ruling for May 1, 2019:

Debtor filed a motion for a final decree on negative notice on April 16, 2019.
Continue hearing to June 19, 2019 at 11:00 a.m. to give the court an

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, August 28, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

opportunity to process motion for final decree. **Appearances waived on May 1, 2019.** (Once notice period for motion has passed, debtor should file a declaration attesting to the fact that she hasn't received any oppositions, if this is the case, and asking that the Court issue a final decree. If anyone files an opposition to the motion, debtor should notice a hearing on the opposition to her motion.)

Tentative Ruling for August 28, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 29, 2019

Hearing Room 1539

10:00 AM

2:16-23679 Associated Third Party Administrators and Allied Fund

Chapter 7

#1.00

**MEDIATION HEARING
Associated Third Party Administrators(ATPA)
2:16-23679SK
2:17-AP-01369SK
2:17-AP-01456SK**

fr. 5-23-19

Docket 0

***** VACATED *** REASON: CONT'D. TO 9/25/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Associated Third Party

Represented By

Ron Bender

Lindsey L Smith

Jacqueline L James

Eve H Karasik

Todd M Arnold

Edward M Fox

Jeffrey S Kwong

Richard W Esterkin

Kurt Ramlo

Danning Gill Diamond & Kollitz LLP

Trustee(s):

Richard K Diamond (TR)

Represented By

Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, August 29, 2019

Hearing Room 1539

10:00 AM

CONT...

Associated Third Party Administrators and Allied Fund

Chapter 7

Howard Kollitz

Sonia Singh

Danning Gill Diamond & Kollitz LLP

Walter K Oetzell

Zev Shechtman

Jerrold L Bregman

Jason B Komorsky

Susan K Seflin

Brutzkus Gubner Rozansky Seror Weber LLP

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 3, 2019

Hearing Room 1539

10:00 AM

2:19-16112 Jose A Hernandez

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 NISSAN ALTIMA, VIN # 1N4AL3AP6JC284992

MOVANT: NISSAN MOTOR ACCEPTANCE CORPORATION

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jose A Hernandez

Represented By
John B Holtz

Movant(s):

NISSAN MOTOR ACCEPTANCE

Represented By
Michael D Vanlochem

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 3, 2019

Hearing Room 1539

10:00 AM

2:19-19208 Kris Ann Donald

Chapter 7

#2.00 Notice of Motion and Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate

MOVANT: KRIS ANN DONALD

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Prior case was dismissed due to debtor's failure to take prepetition credit counseling. Enter order imposing automatic stay as to all creditors.

Party Information

Debtor(s):

Kris Ann Donald	Pro Se
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Movant(s):

Kris Ann Donald	Pro Se
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Trustee(s):

Brad D Krasnoff (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 3, 2019

Hearing Room 1539

10:00 AM

2:19-19403 2444 Holly Dr LLC

Chapter 7

#3.00 Notice of Motion and Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate 2444 Holly Drive, Los Angeles, CA 90068

MOVANT: 2444 HOLLY DR. LLC.

Docket 5

*** VACATED *** REASON: OFF CALENDAR.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. This motion has already been denied. This is not the debtor's second case. The automatic stay came into effect automatically when case was filed. There is no need for this motion.

Party Information

Debtor(s):

2444 Holly Dr LLC	Pro Se
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Movant(s):

2444 Holly Dr LLC	Pro Se
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Trustee(s):

Sam S Leslie (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 3, 2019

Hearing Room 1539

10:00 AM

2:19-19471 VEPEL 6 LLC

Chapter 7

#4.00 Civic Ventures, LLC, Attorney in Fact for DLG Mortgage Capital, Inc's Motion to Dismiss Debtor's Bankruptcy Case; to Bar the Debtor from refileing for Bankruptcy for 180 days and Request for IN Rem and Prospective Relief

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motions for relief from stay, including motions seeking in rem relief under section 362(d)(4), must be brought on court's mandatory form for this purpose.

Person who signed the petition has a typed name of "Anne Khagi," but the last name of the handwritten signature appears to be Kihagi, and the petition discloses that there was a filing by a related entity named, Jambax 2 LLC, which was an entity owned or controlled by Ms. Kihagi.

The real property owned by this debtor was not one of the properties that was to be turned over to the receiver, as the property is located in Los Angeles and not San Francisco. Thus, it does not appear that this bankruptcy was filed to evade the administration of the receiver. A more appropriate remedy, therefore, based on the debtor's alleged bad faith and post-default transfer, appears to be granting relief from stay, but a motion seeking that relief has not been filed.

However, as the Court has already noted in its OSC, the debtor is a corporate entity (which includes an LLC) that is not represented by counsel and, pursuant to Local Bankruptcy Rule 9011-2(a), cannot appear without counsel. Grant motion to dismiss based on lack of counsel to represent corporate entity. Deny balance of relief requested without prejudice.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 3, 2019

Hearing Room 1539

10:00 AM

CONT... VEPEL 6 LLC

Chapter 7

Debtor(s):

VEPEL 6 LLC

Pro Se

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 3, 2019

Hearing Room 1539

2:00 PM

2:18-12066 Myron Hale

Chapter 7

Adv#: 2:19-01210 Goodrich v. Hale et al

#200.00 Defendant's Leslie Hale's Motion to Remand this Adversary Proceeding Back to the Superior Court of the State of CA., Probte Court

Docket 8

***** VACATED *** REASON: CONT'D. TO 9/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/20/19 -- Court approved stipulation continuing hearing to September 10, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 3, 2019.

Party Information

Debtor(s):

Myron Hale Pro Se

Defendant(s):

Myron Hale Pro Se
Leslie Hale Represented By
David Brian Lally

Movant(s):

Leslie Hale Represented By
David Brian Lally

Plaintiff(s):

David M Goodrich Represented By
Toan B Chung

Trustee(s):

David M Goodrich (TR) Represented By
Toan B Chung

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

10:00 AM

2:18-14251 Geneva McGrigg

Chapter 7

#1.00 Trustee's Motion for Order:

(1) Authorizing Sale of Real Property Free and Clear of Liens, Claims, and Interests Pursuant to 11 U.S.C. §§ 363(b) and (f);

(2) Approving Overbid Procedures

(3) Approving Buyer, Successful Bidder, and Back-up Bidder as Good-Faith Purchaser Pursuant to 11 U.S.C. § 363(m)

(4) Authorizing Payment of Undisputed Liens, Real Estate Broker's Commissions and Other Ordinary Costs of Sale

(5) Authorizing Payment of Administrative Claims

Docket 65

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Geneva McGrigg

Represented By
Theresa Hana

Movant(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

10:00 AM

CONT... Geneva McGrigg

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

10:00 AM

2:19-11827 Leslie Florence Taylor

Chapter 7

#2.00 Trustee's Motion to Approve Compromise Under Rule 9019 with the Debtor and Alfred B. Taylor

Docket 45

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve compromise. Waive appearances. Trustee is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Movant(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

11:00 AM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#100.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 2-27-19, 6-5-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 10/10/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Continue status conference approximately 3 months.

3/4/19 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- March 6, 2019

Bar date -- May 10, 2019

Cont'd status conference -- June 5, 2019 at 11:00 a.m.

L/D to file updated status report -- May 24, 2019.

Tentative Ruling for June 5, 2019:

How are the prospects for finding a long term tenant for the property? Has anyone expressed interest in possibly renting the property?

Set deadline of approximately four months for the debtor to file a plan of reorganization. If debtor still has not found a long term tenant by then, it may be time for the debtor to re-evaluate its reorganization strategy.

6/10/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- September 4, 2019 at 11:00 a.m.

L/D to file updated status report -- August 23, 2019

L/D to file plan and disclosure statement (or case will be converted to chapter 7) -- October 9, 2019

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

11:00 AM

CONT... Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

Tentative Ruling for September 4, 2019:

Continue case status conference to October 10, 2019 at 10:00 a.m. Court will convert case to chapter 7 at that time if debtor has not either filed a plan of reorganization and a disclosure statement or a motion for authority to sell the property to a specific buyer by October 9, 2019.

Waive appearances on September 4, 2019.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By
Matthew D Resnik
Roksana D. Moradi-Brovia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

2:16-21668 Herzl Ben Marome

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 208

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Herzl Ben Marome

Represented By
Shai S Oved
Leslie Richards - SUSPENDED BK -

Trustee(s):

John J Menchaca (TR)

Represented By
M Douglas Flahaut
Sevan Gorginian
Aram Ordubegian
Christopher K.S. Wong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

2:16-22409 Joan M. Wiederholt

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 72

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Joan M. Wiederholt

Represented By
Keith Q Nguyen

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

2:18-23179 Rosa Mary Robinson

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 21

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Rosa Mary Robinson

Represented By
Leon D Bayer

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

2:19-10392 Joaquin Cervantes and Tania Janeth Cervantes

Chapter 7

#203.00 Trustee's Final Report and Applications for Compensation

Docket 23

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Joaquin Cervantes

Represented By
Jaime A Cuevas Jr.

Joint Debtor(s):

Tania Janeth Cervantes

Represented By
Jaime A Cuevas Jr.

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#204.00 Third and Final Application for Compensation and Reimbursement of Expenses for Khang & Khang LLP, Debtor's Attorney, Period: 2/26/2019 to 6/26/2019
[Fees requested: \$35077.75, Expenses: \$302.41]

fr. 7-17-19

Docket 190

Courtroom Deputy:

8/27/19 - Joon Khang, (949)419-3834, has been approved for telephonic appearance on 9/4/19 @ 2pm

Tentative Ruling:

7/15/19 -- Court approved stipulation continuing hearing to September 4, 2019. OFF CALENDAR FOR JULY 17, 2019.

Tentative Ruling for September 4, 2019:

What is applicant's response to the allegations made by debtor in his opposition to the fee application? Hearing required.

8/29/19 -- Court granted the emergency motion of yet another proposed counsel for the debtor in possession (for whom an employment application has not yet been filed) to continue the hearing, but, rather than the date suggested by counsel, the court will continue the hearing to September 11, 2019 at 2:00 p.m. to coincide with other hearings in this chapter 11 case. OFF CALENDAR FOR SEPTEMBER 4, 2019.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

Movant(s):

Joon M Khang

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

CONT...

Samuel Michael Saber

Joon M Khang

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#205.00 Supplemental Application for Compensation and Reimbursement of Expenses for Joon M Khang, Debtor's Attorney, Period: 2/26/2019 to 6/26/2019
[Fees requested: \$35077.75, Expenses: \$302.41]

Docket 223

***** VACATED *** REASON: ON CALENDAR IN ERROR - SEE
CALENDAR NO. 204.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

Movant(s):

Joon M Khang

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

2:18-21885 Andrew Stephen Hennigan

Chapter 11

#206.00 First and Final Application for Compensation and Reimbursement of Expenses for Weintraub & Selth APC, Debtor's Attorney, Period: 2/27/2019 to 8/5/2019, **[Fees requested: \$21,924.00, Expenses: \$479.37]**

Docket 78

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Reductions requested by the debtor are excessive. Charge of .5 for an email to debtor on May 16, 2019 that was never transmitted to the debtor should be deducted (\$297.50). Counsel's alleged failure to file a motion to avoid a lien for \$4,951 is not a basis to reduce counsel's fees by this amount. Counsel did not charge for the preparation of a motion to avoid this lien and there is no reason for the court to conclude that such a motion could not have been brought at a future date. (Counsel did not overlook a deadline for the filing of this motion.)

Debtor also contends that fees for services rendered in April and May should be disallowed. Why? The case was dismissed because, for other reasons, the debtor still had not taken the bar, still had no source of income and still had not commenced an action against his former employer which (other than the briefcase given to him by his parents) appeared to be debtor's only valuable asset. How would counsel have filed a plan on these facts? What would that plan have said? How would it have been feasible?

The services in April relate to preparation of an application to employ special litigation counsel, preparation/review of a March 2019 MOR, drafting a chapter 11 status report required by the Court, and communications with Scott Whitman about distributions from a trust. The services in May relate to attendance at the case status conference, correspondence re the payment of UST quarterly fees, communications with special litigation counsel re strategy, communications concerning distributions from the Wilson Trust and the April MOR, and preparation and revision of the motion to withdraw. The issue is

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 4, 2019

Hearing Room 1539

2:00 PM

CONT... Andrew Stephen Hennigan

Chapter 11

whether these services were actually and necessarily incurred and nothing contained in the opposition has any bearing on this issue.

Reduce requested fees by \$297 and an additional \$1,500 due to excessive amount of time spent drafting, discussing, reviewing, etc. motion to withdraw. Overrule the balance of the objections and approve the remaining fees.

Party Information

Debtor(s):

Andrew Stephen Hennigan

Represented By
Nina Z Javan

Movant(s):

Weintraub & Selth APC

Represented By
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 5, 2019

Hearing Room 1539

10:00 AM

2:19-15784 Ruben A. Menchaca

Chapter 7

#1.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case pursuant to 11 USC Section 707(b)(1), (b)(2) and (3)(B) or for cause pursuant to 11 USC Section 707(a) and Contingent Motion to Extend Bar Date for Filing Complaint under 11 USC Section 727 Objecting to Debtor's Discharge

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Dismiss case pursuant to section 707(b)(2). Once the appropriate corrections are made to the debtor's means test form, there is a presumption of abuse, as the debtor will have at least \$50,783.40 in disposable income over 60 months, and this presumption has not been rebutted.

Party Information

Debtor(s):

Ruben A. Menchaca

Represented By
Alon Darvish

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 5, 2019

Hearing Room 1539

10:00 AM

2:19-15050 Scott Douglas Osborne and Amanda Helen Osborne

Chapter 7

#2.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case pursuant to 11 USC Section 707(b)(1) and (b)(2)

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Dismiss case pursuant to section 707(b)(2). Once the appropriate corrections are made to the debtors' means test form, there is a presumption of abuse, as debtors will have at least \$50,783.40 in disposable income over 60 months, and the debtors' attempt to rebut this presumption fails as the debtors have not established "special circumstances." (Debtors claimed that husband had received a bonus in January of 2019 that he would not receive in the future due to his change of assigned region, but US Trustee's calculations are based on paystubs from April through July of 2019 and therefore do not include this bonus.)

Party Information

Debtor(s):

Scott Douglas Osborne

Represented By
Richard G Heston

Joint Debtor(s):

Amanda Helen Osborne

Represented By
Richard G Heston

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Bentley Continental GTC

MOVANT: PORSCHE LEASING, LTD.

Docket 122

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

Porsche Financial Services, Inc. dba

Represented By
Stacey A Miller

Porsche Leasing Ltd.

Represented By
Stacey A Miller

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:00 AM

2:19-16189 Shaughn Nicholas Reid

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 22400 Bea Court, Santa Clarita, California 91350

MOVANT: RUSHMORE LOAN MANAGEMENT SERVICES

fr. 8/7/19

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/5/19 -- Court approved stipulation continuing hearing to September 10, 2019 at 10:00 a.m. OFF CALENDAR FOR AUGUST 7, 2019.

Deny request for relief under section 362(d)(2) due to existence of equity, but grant motion under section 362(d)(1) (without waiver of Rule 4001(a)(3)) as movant lacks adequate protection.

Party Information

Debtor(s):

Shaughn Nicholas Reid

Represented By
Darren G Smith

Movant(s):

Rushmore Loan Management

Represented By
Erin M McCartney

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:00 AM

2:19-17353 Jorge Deras Alfaro

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 NISSAN SENTRA, VIN # 3N1AB7AP7KY202803

MOVANT: NISSAN MOTOR ACCEPTANCE CORPORATION

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jorge Deras Alfaro

Represented By
Jasmine Firooz

Movant(s):

NISSAN MOTOR ACCEPTANCE

Represented By
Michael D Vanlochem

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:00 AM

2:19-17894 Rickey Trenell Jackson, Jr

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1423 East Mauretania Street, Wilmington, CA 90744

MOVANT: MILL CITY MORTGAGE LOAN TRUST 2017-1, WILMINGTON SAVINGS FUND SOCIETY, DBA CHRISTIANA TRUST AS TRUSTEE

Docket 13

Courtroom Deputy:

9/3/19 - Daniel Fujimoto, (949)480-1601, has been approved for telephonic appearance on 9/10/19 @ 10am.

Tentative Ruling:

Court is confused. If movant is willing to enter into a loan modification with debtor, it will do so (and may want relief from stay to do so in any event). If movant is unwilling to enter into a loan modification, deferring the grant of relief from stay will not result in a loan modification. Debtor suggests, in the alternative, an adequate protection order, but does not offer any adequate protection. Is debtor proposing to make payments to movant during the 60-day period?

Hearing required.

Party Information

Debtor(s):

Rickey Trenell Jackson Jr

Represented By
Brian J Soo-Hoo

Movant(s):

Mill City Mortgage Loan Trust 2017

Represented By
Daniel K Fujimoto
Caren J Castle

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:00 AM

CONT... Rickey Trenell Jackson, Jr

Chapter 7

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:00 AM

2:19-17996 Jose A Carranza

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 HONDA CIVIC, VIN: 2HGF C2F5 2JH5 82584

MOVANT: HONDA LEASE TRUST

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jose A Carranza

Represented By
Nicholas Nicholas Wajda

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:00 AM

2:19-18092 Rosine Isip

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Ford F250, VIN: 1FT7W2BTXKED83631

MOVANT: FORD MOTOR CREDIT COMPANY, LLC.

Docket 12

Courtroom Deputy:

8/29/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 9/10/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) and annulment.

Party Information

Debtor(s):

Rosine Isip

Represented By
Eliza Ghanooni

Movant(s):

Ford Motor Credit Company LLC

Represented By
Jennifer H Wang

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:30 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#50.00 Debtors' Motion For Entry Of An Order Authorizing Debtor To Provide Adequate Assurance Of Future Payment To Utility Companies Pursuant To 11 U.S.C. § 366
[OST]

Docket 3

Courtroom Deputy:

9/9/19 - Ariella Simonds, (310)407-4039, has been approved for telephonic appearance on 9/10/19 @ 10:30am

Tentative Ruling:

Grant in part and deny in part. Court will set a date for a continued hearing now. Debtor should serve notice of the continued hearing date on utilities by a date set by the Court. Along with that motion should be a notice setting forth the deposits that the debtor intends to make with regard to each utility. Notice should be accompanied by payment of the actual deposits themselves. Utilities that do not object by a date certain will be deemed to have agreed to the adequate assurance that the debtor has proposed. If a utility does object, it should be required to specify in writing what it believes the debtor should be required to do in order to provide it with adequate assurance. If the parties are unable to resolve the issue consensually, the debtor should file the utility's request and its response by a date certain. Utility should have an opportunity to file a brief on this issue and the Court will resolve the question at the continued hearing. Utility will be precluded from terminating service until the resolution of the dispute.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:30 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#51.00 Debtors' Motion For Authority To:

(1) Pay Pre-Petition Priority Wages

(2) Honor Paid Time Off Obligations
[OST]

Docket 4

Courtroom Deputy:

9/9/19 - Ariella Simonds, (310)407-4039, has been approved for telephonic appearance on 9/10/19 @ 10:30am

Tentative Ruling:

Authorize debtor to pay prepetition wages and honor prepetition benefits up to an aggregate of priority amount per employee, *excluding insiders*.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

10:30 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

**#52.00 Debtors' Motion For Entry Of An Order Authorizing The Debtor To Implement
And Maintain Cash Management System
[OST]**

Docket 5

Courtroom Deputy:

9/9/19 - Ariella Simonds, (310)407-4039, has been approved for telephonic
appearance on 9/10/19 @ 10:30am

Tentative Ruling:

Grant.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:18-23844 Judith Anne Sanchez

Chapter 7

Adv#: 2:19-01060 Darnell v. Sanchez

#200.00 Status Conference re: 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)) Complaint by Alma Darnell against Judith Anne Sanchez

fr. 5-7-19

Docket 1

Courtroom Deputy:

9/3/19 - George Paukert, (310)850-0231, has been approved for telephonic appearance on 9/10/19 @ 2pm.

Tentative Ruling:

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to the date of the continued status conference.

5/22/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- September 10, 2019 at 2:00 p.m.

L/D to file updated status report -- September 3, 2019

L/D to lodge order appointing mediators -- May 24, 2019

L/D to complete mediation -- September 10, 2019

5/29/19 -- Court approved order appointing mediators.

Tentative Ruling for September 10, 2019:

Set discovery cutoff for late December, 2019 or early January, 2020.

Continue status conference to approximately same time frame.

Party Information

Debtor(s):

Judith Anne Sanchez

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

CONT... Judith Anne Sanchez

Chapter 7

George J Paukert

Defendant(s):

Judith Anne Sanchez

Represented By
George J Paukert

Plaintiff(s):

Alma Darnell

Represented By
Kathy McCormick

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:18-23844 Judith Anne Sanchez

Chapter 7

Adv#: 2:19-01062 Gonzalez v. Sanchez et al

#201.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer))Complaint by Rosendo Gonzalez against Bobbio Sanchez, Lance B. Sanchez

fr. 5-7-19

Docket 1

Courtroom Deputy:

9/3/19 - George Paukert, (310)850-0231, has been approved for telephonic appearance on 9/10/19 @ 2pm.

Tentative Ruling:

Discuss with parties what issues remain unresolved now that property has been transferred back to debtor and her husband. Should this matter proceed to mediation with the related action? Hearing required.

5/10/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- September 10, 2019 at 2:00 p.m.

L/D to file updated status report -- September 3, 2019

L/D to lodge order appointing mediators -- May 24, 2019

L/D to complete mediation -- September 10, 2019

Tentative Ruling for September 10, 2019:

Set discovery cutoff for late December, 2019 or early January, 2020.

Continue status conference to approximately same time frame. Is either party currently contemplating filing any pretrial motions?

Party Information

Debtor(s):

Judith Anne Sanchez

Represented By
George J Paukert

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

CONT... Judith Anne Sanchez

Chapter 7

Defendant(s):

Bobbio Sanchez

Represented By
George J Paukert

Lance B. Sanchez

Represented By
George J Paukert

Plaintiff(s):

Rosendo Gonzalez

Represented By
Carolyn A Dye

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:19-14860 David Allen Raulston

Chapter 7

Adv#: 2:19-01209 First National Bank Of Omaha v. Raulston

#202.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(65 (Dischargeability - other)) Complaint by First National Bank Of Omaha against David Allen Raulston

Docket 1

***** VACATED *** REASON: 8/27/19 - STIPULATED JUDGMENT ENTERED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/26/19 -- Court approved stipulation resolving adversary proceeding.
Stipulated judgment to follow.

OFF CALENDAR. COURT HAS ENTERED STIPULATED JUDGMENT.

Party Information

Debtor(s):

David Allen Raulston

Represented By
Raj T Wadhvani

Defendant(s):

David Allen Raulston

Pro Se

Plaintiff(s):

First National Bank Of Omaha

Represented By
Cory J Rooney

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01307 NG DIP LIQUIDATING TRUST v. City of Los Angeles

#203.00 Status Conference re: 91 (Declaratory judgment)) Complaint by NG DIP
Liquidating Trust against City of Los Angeles

fr. 11-27-18, 2-12-19, 5-14-19, 6-18-19, 7-30-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/12/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/15/19 -- Court entered scheduling order with following dates:

Cont'd status conference -- May 14, 2019 at 2:00 pm

L/D to file joint status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

22519 -- Court approved order appointing mediators.

4/30/19 -- Court approved stipulation continuing hearing to June 18, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 14, 2019.

6/3/19 -- Court approved stipulation continuing hearing to July 30, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

7/17/19 -- Court approved stipulation continuing hearing to September 10, 2019 at 2:00 p.m. OFF CALENDAR FOR JULY 30, 2019.

8/26/19 -- Court approved stipulation continuing hearing to November 12, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 10, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

City of Los Angeles

Represented By
Wendy A Loo

Plaintiff(s):

NG DIP LIQUIDATING TRUST

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:19-14387 Richard L. Ashbee

Chapter 7

Adv#: 2:19-01235 Albertini v. Ashbee et al

#204.00 Defendant's Motion to Dismiss Adversary Proceeding

Docket 4

Courtroom Deputy:

9/3/19 - Ronald Richards, (310)556-1001, has been approved for telephonic appearance on 9/10/19 @ 2pm

Tentative Ruling:

Opposition was not served on judge as is required by local rules and court manual. (There is no attached proof of service.)

Grant motion without leave to amend. Complaint was untimely. Plaintiff had notice of bankruptcy case in time to file complaint by July 22, 2019 deadline, but failed to do so. Plaintiff may have filed a copy of the complaint on the docket in the main case (improperly using someone else's CM/ECF login information), but plaintiff did not pay the filing fee for a new complaint and did not open a new adversary proceeding.

Court agrees further that complaint does not state a claim for relief. There are no operative facts alleged, merely conclusory allegations. Complaint is captioned as, and paragraph 3 describes the complaint to be, an objection to the debtor's discharge, yet there is no substance whatsoever to any claim that debtor's discharge should be barred under section 727. Plaintiff does not even specify which subsection of section 727 he is invoking. A defendant reading this complaint would have no idea whatsoever whether the plaintiff actually intended to object to his discharge and, if so, on what ground.

With regard to the 523(a)(2) claim, fraud should be pleaded with particularity. There is no particularity here. Nor is there any explanation of what money or property the debtor obtained through the alleged fraud or false pretenses. Even if the court were inclined to permit the late-filed complaint to relate back to the date of filing of the document in the main case, there was not enough in the original filing to preserve any claims.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

CONT... Richard L. Ashbee

Chapter 7

Party Information

Debtor(s):

Richard L. Ashbee

Represented By
Michael E Plotkin

Defendant(s):

Richard L. Ashbee

Represented By
Ronald N Richards

Diane Ashbee

Represented By
Ronald N Richards

Does 1 through 25, inclusive,

Pro Se

Movant(s):

Richard L. Ashbee

Represented By
Ronald N Richards

Diane Ashbee

Represented By
Ronald N Richards

Plaintiff(s):

Dante Albertini

Represented By
Minh Hieu Luong

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01174 Amgine Aerospace Corporation v. Avakian

#205.00 Defendant's Motion to Dismiss Complaint Pursuant to F.R.C.P. 9(b) and 12(b) (6), or in the Alternative for More Definite Statement Under F.R.C.P. 12(e)

Docket 10

***** VACATED *** REASON: CONT'D. TO 12/3/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/5/19 -- Court continued hearing on motion to dismiss to date and time of status conference -- December 3, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 10, 2019.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D. Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D. Resnik

Movant(s):

Sergik Avakian

Represented By
Matthew D. Resnik

Plaintiff(s):

Amgine Aerospace Corporation

Represented By
R. Jeffrey Neer

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:18-12066 Myron Hale

Chapter 7

#206.00 Detor's Motion to Dismiss the Bankruptcy Case

Docket 54

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny.

Party Information

Debtor(s):

Myron Hale

Pro Se

Movant(s):

Myron Hale

Pro Se

Trustee(s):

David M Goodrich (TR)

Represented By
Toan B Chung

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:18-12066 Myron Hale

Chapter 7

Adv#: 2:19-01210 Goodrich v. Hale et al

#207.00 Motion to Remand this Adversary Proceeding Back to the Superior Court of the State of CA., Probate Court

fr. 9-3-19

Docket 8

Courtroom Deputy:

9/3/19 - David Lally, (949)500-7409, has been approved for telephonic appearance on 9/10/19 @ 2pm

Tentative Ruling:

8/20/19 -- Court approved stipulation continuing hearing to September 10, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 3, 2019.

Tentative Ruling for September 10, 2019:

Grant. This court cannot probate an estate. This is not merely a matter related to a probate estate -- it is the administration of the probate estate. Trustee stands in the debtor's shoes and is therefore an heir. Debtor's undisclosed interest is an asset of this bankruptcy estate. Trustee can appear and be heard in the probate matter in state court. He can also commence an action under section 363(h) if it is determined in the state court action that the debtor (and therefore his bankruptcy estate) has an ownership interest in the underlying real property.

Party Information

Debtor(s):

Myron Hale	Pro Se
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Defendant(s):

Myron Hale	Pro Se
Leslie Hale	Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

CONT... Myron Hale

Chapter 7

David Brian Lally

Movant(s):

Leslie Hale

Represented By
David Brian Lally

Plaintiff(s):

David M Goodrich

Represented By
Toan B Chung

Trustee(s):

David M Goodrich (TR)

Represented By
Toan B Chung

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 10, 2019

Hearing Room 1539

2:00 PM

2:18-12066 Myron Hale

Chapter 7

Adv#: 2:19-01210 Goodrich v. Hale et al

#208.00 Status Conference re: 01 (Determination of removed claim or cause)) Notice of Removal of State Court Action to Federal Bankruptcy Court [Los Angeles County Superior Court Case No. 18STPB02863]

Docket 1

Courtroom Deputy:

9/3/19 - David Lally, (949)500-7409, has been approved for telephonic appearance on 9/10/19 @

Tentative Ruling:

Take status conference off calendar due to remand of action.

Party Information

Debtor(s):

Myron Hale Pro Se

Defendant(s):

Myron Hale Pro Se
Leslie Hale Represented By
David Brian Lally

Plaintiff(s):

David M Goodrich Represented By
Toan B Chung

Trustee(s):

David M Goodrich (TR) Represented By
Toan B Chung

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

10:00 AM

2:19-18142 Maela A Ascencio

Chapter 7

#1.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 12

***** VACATED *** REASON: ON CALENDAR IN ERROR.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

ON CALENDAR IN ERROR. (Debtor is represented by counsel, who signed the agreement and checked the appropriate box.) OFF CALENDAR.

Party Information

Debtor(s):

Maela A Ascencio

Represented By
Raymond Perez

Movant(s):

TOYOTA MOTOR CREDIT

Represented By
John Rafferty

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

10:00 AM

2:19-19403 2444 Holly Dr LLC

Chapter 7

#2.00 Order to Appear and Show Cause re: dismissal as Debtor is a limited liability company not represented by counsel as required by LBR 9011-2(a)

Docket 13

***** VACATED *** REASON: VACATE OSC AS MOOT. NO
APPEARANCE REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC as moot. Case has already been dismissed. NO
APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

2444 Holly Dr LLC

Pro Se

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

10:00 AM

2:19-19471 VEPEL 6 LLC

Chapter 7

#3.00 Order to Appear and Show Cause re: Dismissal as Debtor is a limited liability company not represented by counsel as required by LBR 9011-2(a)

Docket 7

***** VACATED *** REASON: VACATE OSC. NO APPEARANCE
REQUIRED**

Courtroom Deputy:

9/6/19 - Amelia Guisinger, (310)640-3070, has been approved for telephonic appearance on 9/11/19 @ 10am

Tentative Ruling:

Vacate OSC. Debtor has now retained counsel. NO APPEARANCE
REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

VEPEL 6 LLC

Pro Se

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

10:00 AM

2:13-15999 Janice Doreen Dickinson

Chapter 7

#4.00 Trustee's Motion to Approve Compromise Under Rule 9019 with Debtor

Docket 35

***** VACATED *** REASON: OFF CALENDAR.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. COURT ADVANCE DATE OF HEARING ON MOTION
AND MOTION HAS ALREADY BEEN HEARD AND RESOLVED.

Party Information

Debtor(s):

Janice Doreen Dickinson

Represented By
Jeffrey N Wishman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Howard M Ehrenberg (TR)
Corey R Weber

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

2:15-24399 Gerson Irving Fox

Chapter 7

#100.00 Ultimate Action, LLC's Motion to Release Funds from Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP's Client Trust Account

fr. 7-17-19

Docket 446

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for July 17, 2019:

In its most recent order on the subject, its August 31, 2018 order granting UA's motion to release excess funds [docket no. 430], the court ordered that the remaining funds be held in WRSSR's client trust account "pending the resolution of the lien priority dispute between Buchalter Nemer, APC and Ulimate Action, LLC that is the subject of that certain lawsuit captioned" The order did not say that the funds should be held until the lawsuit was resolved. The funds were to be held until the dispute was resolved.

Therefore, the question remains, has this lien priority dispute been resolved? Movant claims that it is now too late, either due to the statute of limitations or to res judicata, for Buchalter to assert a lien claim against these funds. That may be the case, but no court has yet held and this Court is not inclined to adjudicate the issue, for the reasons that have been previously discussed.

Buchalter has brought in state court, however belatedly, an application to compel arbitration of this issue. There is a hearing set on that application for August 16, 2019. If movant is correct that Buchalter is now barred from asserting a lien against the funds on deposit, Buchalter's application to compel arbitration of this issue should be denied. If the state court is inclined to permit another arbitration of this issue to go forward, it would appear that this lien dispute is not yet resolved.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... Gerson Irving Fox

Chapter 7

Accordingly, continue this hearing to a date that is convenient for the court and the parties after August 16, 2019 and, in the interim, permit WRSSR to disburse to UA any amounts that it is currently holding in excess of the arbitration award of \$566,866.37.

Final Ruling for July 17, 2019 (see order entered July 29, 2019):

Court entered interim order directing the release to Ultimate Action of any money held by Wolf firm in excess of \$566,866.37 without prejudice to any liens that may exist as against such funds. Court continued hearing to September 11, 2019 at 11:00 a.m. Supplemental papers will be due August 28, 2019. Replies to those papers will be due September 4, 2019.

Tentative Ruling for September 11, 2019:

What happened with regard to Buchalter's application to compel arbitration in state court on September 10, 2019?

Party Information

Debtor(s):

Gerson Irving Fox

Represented By
David B Golubchik
Michael D Dempsey

Trustee(s):

Elissa Miller (TR)

Represented By
Leonard M Shulman
Ryan D O'Dea

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#101.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 5-11-16, 6-7-16, 7-21-16, 7-27-16, 9-28-16, 10-18-16, 11-29-16, 12-7-16, 3-8-17, 6-14-17, 7-11-17, 7-26-17, 8-15-17, 10-18-17, 1-10-18, 2-14-18, 3-1-18, 6-7-18, 10-17-18, 2-6-19, 8-7-19

Docket 1

Courtroom Deputy:

9/4/19 - Christopher Crowell, (818)917-3126, has been approved for telephonic appearance on 9/11/19 @ 11am.

9/10/19 - Robert Marticello, (714)445-1023, has been approved for telephonic appearance on 9/11/19 @ 11am

9/10/19 - Victor Vilaplana, (858)847-6820, has been approved for telephonic appearance on 9/11/19 @ 11am

Tentative Ruling:

Docket reflects service of notice of bar date, which is good, but where is the order actually establishing the bar date that is necessary in a chapter 11 case and that was expressly requested by the Court? When will the debtor be in a position to formulate a chapter 11 plan?

Has the debtor given any additional thought to retaining a responsible officer or other disinterested person?

Hearing required.

6/7/16 -- Court approved order setting following dates:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Bar date -- July 15, 2016
L/D to serve notice of bar date -- May 13, 2016
L/D to file plan -- September 30, 2016
Cont'd status conference -- June 7, 2016 at 3:00 p.m.

Tentative Ruling for July 21, 2016:

Where is the case status report that should have been filed by July 8, 2016?

7/20/16 -- At hearing held this date, Court heard status conference, as all parties were present and continued status conference to July 27, 2016 at 10:00 as a holding date (no status report required for this one status conference). Court will set further continued status conference at that time. OFF CALENDAR FOR JULY 21, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for July 27, 2016:

Continue case status conference to same date as a future hearing in this chapter 11 case, perhaps the date for the hearing on the examiner's report. Set deadline for filing of updated status report.

Tentative Ruling for September 28, 2016:

Discuss with parties disturbing report from examiner and failure to debtor to adequately address in its response many issues raised by the examiner, any one of which taken alone could be sufficient to warrant the appointment of a trustee.

Tentative Ruling for October 19, 2016:

What has transpired since the trustee was appointed? Where does the trustee see this case going? Hearing required.

11/28/16 -- Court approved stipulation continuing hearing to December 7, 2016 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 30, 2016. NO

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

APPEARANCE REQUIRED.Hearing required.

Tentative Ruling for December 7, 2016:

What is the status of the trustee's administration of this case? Hearing required.

Tentative Ruling for March 8, 2017:

The case status conference does not mention any investigation or analysis by the trustee of any possible substantive consolidation issues. Has the trustee commenced or concluded such an analysis? Does the trustee have a sense yet as to whether he is likely to proceed with a sale of the company as distinguished from an internal reorganization? Hearing required.

Tentative Ruling for June 14, 2017:

Continue case status conference to July 11, 2017 at 2:00 p.m. to be held concurrently with trustee's motion for summary judgment in the IP adversary proceeding. Trustee need not file new case status report in connection with that status conference.

APPEARANCES WAIVED ON JUNE 14, 2017.

Tentative Ruling for July 26, 2017:

Revisit status of case after conclusion of hearing on trustee's motion for summary judgment.

Tentative Ruling for August 16, 2017:

Court waived the requirement that the trustee file an updated status report in connection with this status conference and set this date as a holding date. Are there any upcoming hearings scheduled in this chapter 11 case?

Final Ruling for August 16, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc. Chapter 11

Continue status conference to October 18, 2017 at 2:00 p.m. Updated status report should be served and filed not later than October 6, 2017.

Tentative Ruling for October 18, 2017:

Continue case status conference to January 10, 2018 at 2:00 p.m.
Disclosure statement should be noticed for same date and time, provided it is filed and served not less than 42 days before this date. Waive requirement of updated status report. APPEARANCES WAIVED ON OCTOBER 18, 2017.

1/9/18 -- Court approved stipulation continuing status conference to **February 14, 2018 at 11:00 a.m.** OFF CALENDAR FOR JANUARY 10, 2018.

Tentative Ruling for February 14, 2018:

Continue case status conference to March 1, 2018 at 10:00 a.m. to be heard concurrently with other matters on calendar at that date and time. OFF CALENDAR FOR FEBRUARY 14, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for June 6, 2018:

Revisit status of case after conclusion of hearing on plan confirmation.

Tentative Ruling for October 17, 2018:

Court has reviewed post-confirmation status report. Continue post-confirmation status conference to February 6, 2019 at 11:00 a.m. Plan Trustee should file and serve updated status report not later than January 25, 2019. APPEARANCES WAIVED ON OCTOBER 17, 2018.

Tentative Ruling for February 6, 2019:

Court has reviewed the trustee's status report and updated status report. Discuss with the parties' Mr. Hudson's decision to move the Pico location less than a mile away to a different location on La Brea.

Tentative Ruling for August 7, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Has Hudson made the second Shortfall Payment yet (\$975,000)? If not, continue status conference until shortly after deadline for cure of this default (August 10, 2019) to see whether default is cured.

What is the status of the dispute with regard to the La Brea Restaurant? The occurrence of another restricted transaction without the trustee's consent constitutes yet another event of default under the plan. (NOTE: There is no meaningful distinction between closing the Pico location and driving it out of business, forcing it to close as unprofitable, by opening a new location less than a mile away on La Brea. No businessperson who was actually attempting to operate the Pico location profitably or to fulfill his obligations under the plan in good faith would do this.)

Hearing required.

Tentative Ruling for September 11, 2019:

Court has reviewed the plan trustee's status report. Continue case status conference to December 11, 2019 at 11:00 a.m. Plan trustee should file and serve updated status report not later than December 2, 2019.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

2:17-24801 Viken Manjikian

Chapter 11

#102.00 Post-Confirmation Case Management Conference in a Chapter 11 Case
fr. 1-24-18, 4-25-18, 6-27-18, 8-15-18, 8-29-18, 11-28-18, 2-6-19, 4-3-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/11/19 @ 11AM**

Courtroom Deputy:

9/9/19 - Motion to Enter Discharge and Motion for Final Decree will be set for hearing on 10/2/19 @ 10am.

Tentative Ruling:

Set deadline for serving notice of bar date and bar date. Continue case status conference to a date after bar date. Set deadline for filing updated status report. Court will set deadline for filing plan and disclosure statement at continued status conference. Discuss with debtor what needs to happen before plan of reorganization can be filed.

1/26/18 -- Court signed scheduling order setting following dates:

L/D for serving notice of bar date -- January 31, 2018

Bar date -- March 16, 2018

Cont'd status conference -- April 25, 2018 at 11

L/D to file updated status report -- April 13, 2018

Tentative Ruling for April 25, 2018:

Court notes that the proposed compromise with Georges includes releases for the debtor's parents, Sarkis and Alice Manjikian. How can the debtor be relied upon to act in the best interest of creditors of his estate in connection with negotiations with his parents? Discuss with debtor possible structures for the handling of this negotiation. Set deadline for filing plan and disclosure statement.

Tentative Ruling for June 27, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT...

Viken Manjikian

Chapter 11

What are the principal terms of the proposed compromise between the debtor and his parents and when will the debtor be in a position to bring a motion for approval of this compromise? Hearing required.

Tentative Ruling for August 15, 2018:

Continue case status conference to August 29, 2018 at 10:00 a.m. so that it may be heard concurrently with motion for approval of compromise. (No updated status report will be required for that status conference.)
APPEARANCES WAIVED ON AUGUST 15, 2018.

Tentative Ruling for August 29, 2018:

Revisit status of case after conclusion of hearing on approval of compromise.

9/4/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- November 28, 2018 at 2
L/D to file plan and disclosure statement -- October 10, 2018
Hearing on disclosure statement -- November 28, 2018 at 2

Tentative Ruling for November 28, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

1/25/19 -- Court continued status conference to date of continued confirmation hearing. OFF CALENDAR FOR FEBRUARY 6, 2019.

Tentative Ruling for April 3, 2019:

Revisit status of case after conclusion of hearing on plan confirmation.

Tentative Ruling for September 11, 2019:

Continue case status conference to December 11, 2019 at 11:00 a.m. to give court an opportunity to process debtor's motion for entry of a final decree. If case has not been closed by then, reorganized debtor should file updated status report by December 2, 2019. APPEARANCES WAIVED ON SEPTEMBER 11, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... Viken Manjikian

Chapter 11

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#103.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 723 10TH STREET, SANTA MONICA, CA 90402

MOVANT: DEUTSCHE BANK NATIONAL TRUST COMPANY

fr. 5-28-19, 6-5-19, 8-7-19

Docket 170

***** VACATED *** REASON: HEARING IS SET FOR: 9/11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 28, 2019:

This is a chapter 11 case. Therefore, even if there is no equity in the property, so long as the value of the property is not declining and the property is insured, adequately maintained, etc., the court will not grant relief "for cause" based on a lack of equity. The more relevant issue, therefore, is whether movant is entitled to relief under section 362(d)(2).

Debtor claims that this property is necessary to the plan that it has proposed because the debtor will be using the rents currently being generated by this property to partially fund the plan. That plan is currently set for a disclosure statement hearing at 2:00 p.m. on June 5, 2019. Court is not yet ready to conclude that the plan is unlikely to be confirmed within a reasonable period. (Court will make that determination in connection with its consideration of the debtor's disclosure statement, and any objections that the movant may interpose thereto.) Deny movant's motion without prejudice now or, if movant prefers and consents to an extension of the time limits set forth in section 362(e), continue hearing to date of hearing on debtor's disclosure statement.

Final Ruling for May 28, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... Samuel Michael Saber

Chapter 11

Continue hearing to June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit motion after conclusion of related matters on calendar.

7/29/19 -- Court approved stipulation continuing hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

8/7/19 -- Court approved stipulation for adequate protection, resolving motion. OFF CALENDAR FOR SEPTEMBER 11, 2019.

HEARING MOVED TO 2 PM CALENDAR. NO APPEARANCE REQUIRED AT 11:00 A.M.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

Movant(s):

DEUTSCHE BANK NATIONAL

Represented By
Theron S Covey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

2:18-21394 Lisa Frances Platt

Chapter 11

#104.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18, 2-27-19, 5-1-19, 6-5-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for debtor to serve notice of bar date. Continue status conference for approximately 90 days.

12/10/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 7, 2018

Bar date -- January 31, 2019

Cont'd status conference -- February 27, 2019 at 11

L/D to file updated status report -- February 8, 2019

Hearing on motion to employ real estate broker -- December 19, 2018 at 10

Tentative Ruling for February 27, 2019:

According to the debtor's status report, after entry of an order granting relief from stay to Beverly Loan Company, "the more valuable pieces [of jewelry] have been redeemed." How was this accomplished? What was the source of the funds used to redeem the jewelry and how much did this cost? How was this transaction structured?

Has debtor signed declaration in support of case status report? Now that court has signed order employing real estate broker, when does the debtor believe that she will be in a position to file a motion for approval of the sale?

Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

CONT... Lisa Frances Platt

Chapter 11

4/10/19 -- Court entered order denying motion for relief from stay and directing US Trustee to appoint a chapter 11 trustee if debtor did not file either a motion to sell her real property or a motion for approval of refinancing by April 30, 2019. (If she does file such a motion, any party in interest that believes the motion is frivolous or otherwise lacking in merit may file and serve papers not later than May 6, 2019 explaining why it believes that the debtor should not be treated as having met the April 30, 2019 deadline and an ex parte application for appointment of a chapter 11 trustee, which the Court may resolve on the papers without further notice or opportunity for hearing.

Tentative Ruling for May 1, 2019:

Did debtor file either of the required motions by April 30, 2019? Hearing required.

Tentative Ruling for June 5, 2019:

Revisit status of case after conclusion of hearing on financing motion.

Tentative Ruling for September 11, 2019:

Debtor failed to close financing in a timely manner. Court denied request for an extension and appointed chapter 11 trustee.

What, if anything, has transpired since the trustee filed his status report on September 7, 2019?

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

11:00 AM

2:19-14008 Richard Michael Cruz

Chapter 11

#105.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 5-29-19

Docket 1

***** VACATED *** REASON: OFF CALENDAR. NO APPEARANCE
REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Continue case status conference approximately 90 days.

6/10/19 -- Court signed scheduling order setting following dates:

Cont'd status conference -- September 11, 2019 at 11:00 a.m.

L/D to serve notice of bar date -- June 14, 2019

Bar date -- August 16, 2019

L/D to file updated status report -- August 28, 2019

OFF CALENDAR. CASE HAS BEEN DISMISSED. NO APPEARANCE
REQUIRED.

Party Information

Debtor(s):

Richard Michael Cruz

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#200.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 723 10TH STREET, SANTA MONICA, CA 90402

MOVANT: DEUTSCHE BANK NATIONAL TRUST COMPANY

fr. 5-28-19, 6-5-19, 8-7-19

Docket 170

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 28, 2019:

This is a chapter 11 case. Therefore, even if there is no equity in the property, so long as the value of the property is not declining and the property is insured, adequately maintained, etc., the court will not grant relief "for cause" based on a lack of equity. The more relevant issue, therefore, is whether movant is entitled to relief under section 362(d)(2).

Debtor claims that this property is necessary to the plan that it has proposed because the debtor will be using the rents currently being generated by this property to partially fund the plan. That plan is currently set for a disclosure statement hearing at 2:00 p.m. on June 5, 2019. Court is not yet ready to conclude that the plan is unlikely to be confirmed within a reasonable period. (Court will make that determination in connection with its consideration of the debtor's disclosure statement, and any objections that the movant may interpose thereto.) Deny movant's motion without prejudice now or, if movant prefers and consents to an extension of the time limits set forth in section 362(e), continue hearing to date of hearing on debtor's disclosure statement.

Final Ruling for May 28, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

Continue hearing to June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit motion after conclusion of related matters on calendar.

7/29/19 -- Court approved stipulation continuing hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

Tentative Ruling for September 11, 2019:

Revisit motion after conclusion of related matters on calendar.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

Movant(s):

DEUTSCHE BANK NATIONAL

Represented By
Theron S Covey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#201.00 Motion for Approval of Chapter 11 Disclosure Statement

fr. 6-5-19, 8/17/19

Docket 153

Courtroom Deputy:

9/3/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 9/11/19 @ 2pm.

Tentative Ruling:

7/3/19 -- At hearing held this date, court continued this hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

See tentative ruling for matter no. 203.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#202.00 Debtor's Disclosure Statement describing Debtor's Chapter 11 Plan of Reorganization

fr. 6-5-19, 8/17/19

Docket 151

***** VACATED *** REASON: 7/22/19 - FIRST AMENDED DISCLOSURE STATEMENT FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If Chase believes a higher interest rate is necessary to pay it a market rate of interest, that can be addressed as a confirmation issue. With regard to the value of the property, what does Chase believe the value is? Does Chase have an appraisal? Why has the debtor disregarded the broker's price opinion that he obtained in response to Chase's motion for relief from stay in favor of a figure that the debtor acknowledges was based solely on the debtor's estimate of value?

The Court has a number of problems with the current form of the plan and disclosure statement:

1. The debtor needs to file a plan and disclosure statement without using the forms. There are too many sections that are blank and inapplicable and it is confusing.
2. Plan needs a section about new value contribution if debtor plans to make one. Disclosure statement needs a discussion of the absolute priority rule and the fact that this plan violates it and cannot be confirmed over the objection of any class of unsecured creditors.
3. There should not be any unused classes (classes left blank) in the plan. The debtor should only create the classes that it needs and number those classes starting with the number 1, then 2, then 3, etc.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

4. The plan should include the treatment that the debtor proposes for each class of claims in the body of the plan and not in an attachment.
5. The plan needs an introduction/narrative about how the debtor plans to reorganize, the source of his income, monthly payments, etc.
6. It is unclear from the plan whether the debtor is promising a set percentage payout to unsecureds or whether he is agreeing to make a set payment amount that is estimated to pay 2 percent on account of unsecured claims. (The court prefers the latter as it is easier to determine whether or not the debtor is in compliance with the terms of the plan.)
7. Exhibits F and G don't belong in a plan or a disclosure statement. The plan should describe how the debtor intends to treat the claims. If the debtor plans to file a claim objection and the plan treatment may be affected by the outcome of that claim objection, the plan should articulate what will happen in the various different eventualities.
8. The court may have other comments/corrections that will be discussed on the record at the time of hearing on the disclosure statement.

7/3/19 -- At hearing held this date, court continued this hearing to September 11, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 7, 2019.

OFF CALENDAR. DEBTOR HAS NOW FILED AMENDED PLAN AND DISCLOSURE STATEMENT.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#203.00 First Amended Disclosure Statement describing the First Amended Chapter 11 Plan of Reorganization

Docket 205

Courtroom Deputy:

9/9/19 - Randall Mroczynski, (714) 431-1026, has been approved for telephonic appearance on 9/11/19 @ 2pm.

Tentative Ruling:

Deny approval of disclosure statement. Plan is unconfirmable on its face and incomprehensible. Debtor should pick a treatment for its secured creditors that should make sense in light of the value of the property. With regard to the choice given to unsecured creditors, perhaps there is some kind of mistake in the plan? Why would anyone elect to receive 2 percent of their claim over 5 years instead of 5 percent of their claim over 2 years? The plan does not mention a new value contribution, yet the debtor plans to keep his equity. This violates the absolute priority rule.

There is insufficient financial information from which the court can determine whether or not the debtor is satisfying section 1125(a)(15), and the court will require the debtor to specify whether or not this section has been satisfied. If the debtor does not plan to contribute all of his projected disposable income for a period of five years to the payment of unsecured claims, the plan cannot be confirmed if any unsecured creditor objects to confirmation.

Executory contracts cannot be modified in a plan. The plan refers to extending the term of leases. If these are true leases (and not merely secured claims), this is not permissible. The debtor can either assume the leases or reject them. He cannot unilaterally change the lease terms.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#204.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-1-18, 11-7-18, 2-6-19, 8-7-19, 7-3-19

Docket 1

Courtroom Deputy:

9/3/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 9/11/19 @ 2pm.

Tentative Ruling:

Debtor owns two houses, both of which are rented? Are both properties occupied by rent-paying tenants at the moment? Where does the debtor live? Debtor seeks to hire a number of attorneys as special counsel to handle various items of litigation. What is the lawsuit against Chase about? What is the lawsuit against Nationstar about?

Set bar date for filing proofs of claim and deadline for serving notice of bar date.

8/7/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- August 10, 2018

Bar date -- September 24, 2018

L/D to file updated status report -- October 24, 2018

Cont'd case status conference -- November 7, 2018 at 11:00 a.m.

Tentative Ruling for November 7, 2018:

Debtor represents in his status report that he has been working on a plan and disclosure statement and that he anticipates filing this plan and disclosure statement before the date of the status conference. Has this occurred?

What does the debtor anticipate that his proposed plan will say? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

Final Ruling for November 7, 2018:

Continue status conference to February 6, 2019 at 11:00 a.m. Debtor should file and serve updated status report by January 25, 2019.

Tentative Ruling for February 6, 2019:

Debtor still has not filed plan and disclosure statement. Debtor should devise plan structure that will work no matter the outcome of the pending matters. Set deadline for filing plan and disclosure statement for approximately 60 days. Continue case status conference to date that will coincide with date of hearing on disclosure statement.

2/12/19 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- April 22, 2019
Hearing on disclosure statement -- June 5, 2019 at 2:00 p.m.
Cont'd case status conference -- June 5, 2019 at 2:00 p.m.

Tentative Ruling for June 5, 2019:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for July 3, 2019:

Replacement counsel asked court to conduct an earlier status conference. No new status report has been filed. What is the current status of this case and what issues did replacement counsel wish to bring to the court's attention?

7/12/19 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date on omitted creditors -- July 5, 2019
Bar date for formerly omitted creditors -- August 12, 2019
Continued status conference -- September 11, 2019 at 2:00 pm
L/D to file amended plan and disclosure statement -- July 22, 2019

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

Hearing on amended disclosure statement -- September 11, 2019
Requirement of filing updated status report waived for September 11
conference.

Tentative Ruling for September 11, 2019:

This case has now been pending for more than a year and debtor is on his
third set of attorneys. The first amended plan and disclosure statement is
unconfirmable and incomprehensible. Issue OSC re the appointment of a
chapter 11 trustee and continue case status conference to date of hearing on
OSC.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#205.00 Third and Final Application for Compensation and Reimbursement of Expenses for Khang & Khang LLP, Debtor's Attorney, Period: 2/26/2019 to 6/26/2019
[Fees requested: \$35077.75, Expenses: \$302.41]

fr. 7-17-19, 9-4-19

Docket 190

Courtroom Deputy:

8/27/19 - Joon Khang, (949)419-3834, has been approved for telephonic appearance on 9/4/19 @ 2pm

Tentative Ruling:

7/15/19 -- Court approved stipulation continuing hearing to September 4, 2019. OFF CALENDAR FOR JULY 17, 2019.

Tentative Ruling for September 4, 2019:

What is applicant's response to the allegations made by debtor in his opposition to the fee application? Hearing required.

8/29/19 -- Court granted the emergency motion of yet another proposed counsel for the debtor in possession (for whom an employment application has not yet been filed) to continue the hearing, but, rather than the date suggested by counsel, the court will continue the hearing to September 11, 2019 at 2:00 p.m. to coincide with other hearings in this chapter 11 case. OFF CALENDAR FOR SEPTEMBER 4, 2019.

Tentative Ruling for September 11, 2019:

Overrule debtor's objections. Approve on a final basis fees of \$35,077.75 and costs of \$302.41. Allow these as chapter 11 expenses of administration. Defer question of whether to order payment of these fees now until after consideration of future of debtor's chapter 11 case.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 11, 2019

Hearing Room 1539

2:00 PM

CONT... Samuel Michael Saber

Chapter 11

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

Movant(s):

Joon M Khang

Represented By
Joon M Khang

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-11834 Fermin Santana and Dominique Rodriguez

Chapter 7

#100.00 Reaffirmation Agreement Between Debtor and Yamaha Motor Finance Corp.

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is debtor driving the vehicle? If not, who is? Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? Hearing required.

NOTE: Reaffirmation Agreement requires debtor to cure arrearages in the amount of \$1,189 within 30 days of signing the agreement. Debtor signed on April 25, 2019. Did debtor make the required payment?

Party Information

Debtor(s):

Fermin Santana	Pro Se
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Joint Debtor(s):

Dominique Rodriguez	Pro Se
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Trustee(s):

Sam S Leslie (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-13446 Janus James Quiambao

Chapter 7

#101.00 Reaffirmation Agreement Between Debtor and Wilshire Consumer Credit

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Janus James Quiambao

Pro Se

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-13947 Luis A Morales

Chapter 7

#102.00 Reaffirmation Agreement Between Debtor and Lendmark Financial Services, LLC

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Luis A Morales

Pro Se

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-13947 Luis A Morales

Chapter 7

#103.00 Reaffirmation Agreement Between Debtor and Lendmark financial Services, LLC

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form.

Party Information

Debtor(s):

Luis A Morales

Pro Se

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-14439 Eugene Nelson

Chapter 7

#104.00 Reaffirmation Agreement Between Debtor and Gateway One Lending & Finance, LLC

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eugene Nelson

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15352 Ginger S Chavez

Chapter 7

#105.00 Reaffirmation Agreement Between Debtor and JPMorgan Chase Bank, N.A.

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ginger S Chavez

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15356 Ara Ohannes Keyllian

Chapter 7

#106.00 Reaffirmation Agreement Between Debtor and JPMorgan Chase Bank, N.A.

Docket 36

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ara Ohannes Keyllian

Represented By
Eileen Keusseyan

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15434 Joel Coronel

Chapter 7

#107.00 Reaffirmation Agreement Between Debtor and BMW Bank of North America

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Joel Coronel

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15434 Joel Coronel

Chapter 7

#108.00 Reaffirmation Agreement Between Debtor and BMW Bank of North America

Docket 15

***** VACATED *** REASON: DUPLICATE - ON CALENDAR IN
ERROR**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Joel Coronel

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15451 April R. Ventrello

Chapter 7

#109.00 Reaffirmation Agreement Between Debtor and LBS Financial Credit Union

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

April R. Ventrello

Represented By
James D. Hornbuckle

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15462 Danna Marie Dorris-Smith

Chapter 7

#110.00 Reaffirmation Agreement Between Debtor and OneMain Financial Group, LLC

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny. Not on mandatory form. Interest rate (even though slightly reduced) is unconscionable. (Has debtor considered redemption?)

Party Information

Debtor(s):

Danna Marie Dorris-Smith

Represented By
James D. Hornbuckle

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15502 Maria Del Carmen Aguilar

Chapter 7

#111.00 Reaffirmation Agreement Between Debtor and Nissan Motor Acceptance Corporation

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Maria Del Carmen Aguilar	Pro Se
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Trustee(s):

Rosendo Gonzalez (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15677 Nicolette Christine Cunningham

Chapter 7

#112.00 Reaffirmation Agreement Between Debtor and JPMorgan Chase Bank, N.A.

Docket 19

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nicolette Christine Cunningham	Pro Se
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Trustee(s):

Sam S Leslie (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15905 Virgil Eugene Hill, II and Leslie Ann Guevara

Chapter 7

#113.00 Reaffirmation Agreement Between Debtor and Santander Consumer USA Inc.
dba Chrysler Capital as servicer for CCAP Auto Lease Ltd.

Docket 12

Courtroom Deputy:

8/26/19 - Virgil Hill, Jr. (323)704-5156, has been approved for telephonic
appearance on 9/12/19 @ 11am

Tentative Ruling:

Deny approval. This is a lease. (Lease has already been deemed rejected.)
Does debtor know how much debtor will owe at the end of the lease and
whether debtor will be in a position to pay this amount?

Party Information

Debtor(s):

Virgil Eugene Hill II

Represented By
Daniel King

Joint Debtor(s):

Leslie Ann Guevara

Represented By
Daniel King

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15993 Omar Alejandro Ibarra

Chapter 7

#114.00 Reaffirmation Agreement Between Debtor and U.S. Bank National Association

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Omar Alejandro Ibarra

Represented By
Lionel E Giron

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-16137 Fabiola Sanchez Perez

Chapter 7

#115.00 Reaffirmation Agreement Between Debtor and Fifth Third Bank

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Fabiola Sanchez Perez

Represented By
Oscar R Swinton

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-16298 Evlin Gharbigi

Chapter 7

#116.00 Reaffirmation Agreement Between Debtor and Santander Consumer USA Inc.
dba Chrysler Capital as servicer for CCAP Auto Lease Ltd.

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. This is a lease. (Lease has already been deemed rejected.)
Does debtor know how much debtor will owe at the end of the lease and
whether debtor will be in a position to pay this amount?

Party Information

Debtor(s):

Evlin Gharbigi

Represented By
Daniel King

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-16313 Destiny G Martin and Marcus R Martin

Chapter 7

#117.00 Reaffirmation Agreement Between Debtor and JPMorgan Chase Bank, N.A.

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Are debtors currently employed?

Party Information

Debtor(s):

Destiny G Martin	Pro Se
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Joint Debtor(s):

Marcus R Martin	Pro Se
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Trustee(s):

Elissa Miller (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-16400 Kimberly Yvette Forbes

Chapter 7

#118.00 Reaffirmation Agreement Between Debtor and Logix Federal Credit Union

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

All information missing about debtor's income and expenses.

Party Information

Debtor(s):

Kimberly Yvette Forbes

Represented By
David H Chung

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-16471 Andres Carbajal and Maria Guadalupe Manzo de Carbajal

Chapter 7

#119.00 Reaffirmation Agreement Between Debtor and Alaska USA Federal Credit Union

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Agreement is not on mandatory form.

Party Information

Debtor(s):

Andres Carbajal

Represented By
Barry E Borowitz

Joint Debtor(s):

Maria Guadalupe Manzo de Carbajal

Represented By
Barry E Borowitz

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-16572 Theresa L Cummings

Chapter 7

#120.00 Reaffirmation Agreement Between Debtor and Ally Bank

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Theresa L Cummings

Pro Se

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-16780 Wendle Allison Josepher

Chapter 7

#121.00 Reaffirmation Agreement Between Debtor and State Farm Bank, FSB

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Wendle Allison Josepher	Pro Se
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Trustee(s):

Rosendo Gonzalez (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-17451 Pedro Pablo Lopez and Patricia Carmen Lopez

Chapter 7

#122.00 Reaffirmation Agreement Between Debtor and Santander Consumer USA Inc.

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Pedro Pablo Lopez

Represented By
Peter M Lively

Joint Debtor(s):

Patricia Carmen Lopez

Represented By
Peter M Lively

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-17684 Alfredo R Rodas

Chapter 7

#123.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alfredo R Rodas

Pro Se

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-17836 ANA CRISTINA GARCIA

Chapter 7

#124.00 Reaffirmation Agreement Between Debtor and USAA Federal Savings Bank

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny approval. Not on mandatory form, and reaffirmation will create undue hardship.

Party Information

Debtor(s):

ANA CRISTINA GARCIA

Represented By
Norma Iris Garcia

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-17855 ANGEL Guadalupe OJEDA

Chapter 7

#125.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

On calendar in error. Debtor is represented by counsel, and counsel has signed agreement and checked required box. Court approval is not required.

Party Information

Debtor(s):

ANGEL Guadalupe OJEDA

Represented By
LeRoy Roberson

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-17959 Angie L Reza

Chapter 7

#126.00 Reaffirmation Agreement Between Debtor and 21st Mortgage Corporation

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Angie L Reza

Represented By
Lauren M Foley

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-17965 Larry Aceves-Muniz and Monica Aceves

Chapter 7

#127.00 Reaffirmation Agreement Between Debtor and Ally Bank

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Larry Aceves-Muniz	Pro Se
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Joint Debtor(s):

Monica Aceves	Pro Se
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Trustee(s):

Timothy Yoo (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-18219 Blanca Julia Hernandez Valencia

Chapter 7

#128.00 Reaffirmation Agreement Between Debtor and Golden 1 Credit Union

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Blanca Julia Hernandez Valencia

Represented By
Elisa Blum

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-18612 Elizabeth Jackson

Chapter 7

#129.00 Reaffirmation Agreement Between Debtor and Kia Motors Finance

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Elizabeth Jackson

Pro Se

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15215 Omar Ramirez and Karen Aguilar Ramirez

Chapter 7

#130.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Omar Ramirez

Represented By
Kerry P O'Brien

Joint Debtor(s):

Karen Aguilar Ramirez

Represented By
Kerry P O'Brien

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15340 Mariano Aglugob

Chapter 7

**#131.00 Reaffirmation Agreement Between Debtor and Toyota MotorCredit Corporation
[2017 Toyota Yaris IA]**

Docket 7

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mariano Aglugob

Represented By
Nancy Korompis

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

11:00 AM

2:19-15340 Mariano Aglugob

Chapter 7

**#132.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
[2017 Kia Sorento]**

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mariano Aglugob

Represented By
Nancy Korompis

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

2:00 PM

2:19-19334 MedCoast Medservice Inc.

Chapter 11

#200.00 Emergency Motion for Approval of Post-Petition Financing of Annual Insurance Premium with Imperial Finance Corporation

Docket 48

Courtroom Deputy:

9/12/19 - Henry Peloci, (805) 279-1225, has been approved for telephonic appearance on 9/12/19 @ 2pm

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

MedCoast Medservice Inc.

Represented By
Henry D Paloci

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#201.00 Order to Appear and Show Cause Why Bankruptcy Case Should not be Dismissed or Converted based on continuing decline of Debtor's Operations

Docket 135

Courtroom Deputy:

9/10/19 - J. Alexander Rhim, (818)907-3135, has been approved for telephonic appearance on 9/12/19 @ 2pm

Tentative Ruling:

Debtor concedes in its opposition that "Debtor has not generated a net profit during the five-month post-petition term," but, on the bright side, debtor notes that it has reduced its losses each month and generated a profit in August of \$5,269. This amount is undoubtedly dwarfed by the attorneys' fees that were incurred during the same period.

Debtor argues that unsecured creditors will have no chance of recovery unless its operations are permitted to resume. This may be true, but, because the debtor is losing money, it is essentially liquidating the collateral of secured creditors in order to finance its operations. In other words, it is spending the secured creditors' collateral in the hope of producing a distribution for unsecured creditors. Debtor argues that matters would look very different but for the chargebacks from AMEX and Visa, but debtor has not established that these chargebacks are improper. Debtor has not provided any evidence from which the Court can determine that whether the chargebacks in question are impermissible setoffs that violate the automatic stay or permissible recoupments that do not.

Debtor's operations have been losing money. Relief from stay has been granted to permit ADP to terminate its services. Debtor's motion to extend time to assume or reject its lease has been denied. Debtor is deemed to have rejected its lease and must vacate its business premises immediately. Debtor's motion to use cash collateral has been denied. Convert case to chapter 7. Chapter 7 trustee can request that case be dismissed if he or she thinks that would be more appropriate.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

2:00 PM

CONT... J. Robert Scott, Inc.

Chapter 11

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By

Daniel J Weintraub

Nina Z Javan

James R Selth

Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#202.00 Scheduling and Case Management Conference in a Chapter 11 Case

FR. 5-29-19, 8-28-19(advanced), 8-27-19

Docket 1

Courtroom Deputy:

9/10/19 - J. Alexander Rhim, (818)907-3135, has been approved for telephonic appearance on 9/12/19 @ 2pm

Tentative Ruling:

How has the debtor been doing with regard to meeting its projections? Are quotes converting to orders at the rate the debtor had anticipated? Has debtor succeeded in operating in accordance with its cash collateral budget or have there been significant variances? If so, in what areas?

Hearing required.

6/6/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 28, 2019 at 11:00 a.m.
L/D to file updated status report -- August 16, 2019
L/D to serve notice of bar date -- June 7, 2019
Bar date -- August 9, 2019

Tentative Ruling for August 27, 2019:

Where is the status report that debtor was to have filed by August 16, 2019? Based on US Trustee's status report, issue OSC why case should not be dismissed or converted. Set expedited hearing on OSC.

Tentative Ruling for September 12, 2019:

Take case status conference off calendar due to conversion of case to chapter 7.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

2:00 PM

CONT... J. Robert Scott, Inc.

Chapter 11

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#203.00 Emergency Motion of Debtor and Debtor In Possession for an Order:

- (1) Authorizing Use of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling a Final Hearing on Permanent Use of Cash Collateral
- (4) After Hearing, Authorizing Permanent Use of Cash Collateral

Docket 144

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

When debtor contacted chambers last week to request hearing on an emergency basis, counsel was instructed to file the motion and give notice last Friday, September 6. Instead, debtor filed motion and gave notice on Tuesday, September 10. Proof of service attached to notice of hearing represents that a chambers copy was personally delivered to Judge Bluebond's chambers on September 10, 2019, but that did not occur. As of 12:30 p.m. on September 11, 2019, judge still has not received a copy of the relevant papers.

Deny motion based on lack of sufficient notice. Court denied use of cash collateral in response to last motion as record could not establish that creditors with an interest in cash collateral were adequately protected. Debtor claims that there were improper chargebacks by credit card companies, but are these chargebacks actually improper or are they permitted recoupments? Did sale of principal's home close on September 11? Has debtor vacated the business premises that were the subject of the lease that was deemed rejected? If not, why not?

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 12, 2019

Hearing Room 1539

2:00 PM

CONT... J. Robert Scott, Inc.

Chapter 11

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

10:00 AM

2:19-13471 Nicholas Cascione and Patricia Ann Cascione

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 28653 Lapine Avenue, Santa Clarita, CA 91390

MOVANT: JPMC SPECIALTY MORTGAGE, LLC. FKA WILLIAM SPECIALTY MORTGAGE, LLC.

Docket 37

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion. Motion is brought pursuant to section 362(d)(2), yet there is equity in the property above and beyond all liens.

Party Information

Debtor(s):

Nicholas Cascione

Represented By
David H Chung

Joint Debtor(s):

Patricia Ann Cascione

Represented By
David H Chung

Movant(s):

JPMC Specialty Mortgage LLC f/k/a

Represented By
Merdaud Jafarnia

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

10:00 AM

2:19-14578 Rachel Louise Carlsen

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 26829 Pine Hollow Court, Valencia Area, CA 91381

MOVANT: DEUTSCHE BANK NATIONAL TRUST COMPANY, INC.

Docket 40

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor's response is late-filed and will not be considered. There is no equity in the property and the property is not necessary to an effective reorganization, as this is a chapter 7 case. Nothing contained in the opposition addresses the issues relevant to this motion. Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Rachel Louise Carlsen

Pro Se

Movant(s):

Deutsche Bank National Trust

Represented By
Merdaud Jafarnia

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

10:00 AM

2:19-16512 Donnell Beverly

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 INTERNATIONAL 9900/ProStar/LoneStar ProStar

MOVANT: FREEDOM TRUCK FINANCE, LLC.

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Donnell Beverly

Pro Se

Movant(s):

Freedom Truck Finance, LLC

Represented By
Cheryl A Skigin

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

10:00 AM

2:19-18479 King Kevin F Miano

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 NISSAN PATHFINDER VIN 5N1DR2MN1HC677136

MOVANT: SANTANDER CONSUMER USA, INC.

Docket 7

Courtroom Deputy:

9/9/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 9/17/19 @ 10:00am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

King Kevin F Miano

Represented By
Christie Cronenweth

Movant(s):

Santander Consumer USA Inc.

Represented By
Jennifer H Wang

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

10:00 AM

2:19-19352 Michelle Evans

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 3910 Walnut Ave. Rosemead CA 91770

MOVANT: SEN WON LLC.

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is not inclined to grant annulment, as movant does not need annulment to validate stay and can simply obtain a new writ of possession. Case has been dismissed. Deny motion as moot.

Party Information

Debtor(s):

Michelle Evans

Pro Se

Movant(s):

Sen Won LLC

Represented By
Luke P Daniels

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

10:00 AM

2:19-19506 Peter D Na

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 3255 Wilshire Blvd., Ste. 100, Los Angeles, CA 90010

MOVANT: WILSHIRE CENTER, INC.

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Peter D Na

Represented By
Stephen S Smyth

Movant(s):

Wilshire Center, Inc.

Represented By
Christian T Kim

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

10:30 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#50.00 Emergency Motion for Creditor to Provide Payoff Statement within 48 hours, Request for Court to Disallow Prepayment Penalty on Secured Claim for Bank of New York Mellon/Bayview Loan Servicing Pursuant to California Law, Civil Code 2954.9, for Creditor/Counsel for Creditor to Immediately Cease Purposeful Acts to Hinder Refinance

Docket 245

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant in part and deny in part. Order lender to provide payoff statement immediately. Court will impose sanctions if payoff statement is not provided to debtor and such other parties as debtor may direct (such as underwriter or escrow) by noon on September 19, 2019.

Deny request for ruling that debtor need not pay prepayment penalty now. It appears that debtor is correct that, under applicable nonbankruptcy law, she would not have been obligated to pay a prepayment penalty as it has been more than five years since the execution of her deed of trust, but, in a stipulation [docket no. 89] approved by the court [by order entered January 22, 2013, docket no. 91] and incorporated into the debtor's confirmed plan of reorganization [docket no. 93], the parties agreed that, if the debtor sought to prepay its obligations to the secured creditor "during the term of the Plan," debtor would be obligated to pay a prepayment penalty of \$19,500. In consideration of this payment, lender agreed not to make an 1111(b) election. (Had the lender made this election, debtor would have been required to pay the full amount of the obligation -- even the undersecured portion (\$283,000) and not merely the unsecured claim -- in order to remove the lien at the time of a sale or refinance.)

The plan was confirmed on July 2, 2013. The original term of the plan was 60 months. The plan became effective 14 days after entry of the confirmation order (July 16, 2013). Therefore, the original term of the plan would have

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CONT... Tabitha A. Joiner

Chapter 11

ended on July 16, 2018; however, the debtor sought and obtained an extension of the term of the plan.

On April 20, 2018, debtor filed her amended motion to extend the time period for payments under the plan [docket no. 196]. In that motion, she requested an 18- month extension of the term of the plan for reasons that had nothing to do with the lender's failure to provide a current mailing address. The motion identified a series of financial setbacks that had caused the debtor to fall behind on payments due under the plan [medical expenses and temporary walay of W2 income used to make plan payments; Federal Income Tax Audit disallowed all expenses associated with this case created a tax debt [PAID]; among other things].

The Court granted that motion by order entered May 8, 2018 [docket no. 197]. That order provides that "the term of the confirmed chapter 11 plan in this case is extended by 18 months, from 60 months to 78 months after the first plan payment was initiated." Therefore, the term of the plan will now end on January 16, 2020. If debtor is willing to wait until after January 16, 2020 to payoff the lender's secured claim, she will not be required to pay a prepayment penalty; however, if she plans to payoff the loan before that date, she will need to pay the \$19,500 prepayment penalty.

Accordingly, deny motion insofar as it requests an order disallowing the \$19,500 prepayment penalty for any refinancing that may occur before January 16, 2020.

Lender may NOT include balance due on unsecured claim in payoff balance. By definition, this amount is UNSECURED. Lender may not insist on payment of this amount as a condition to release of its lien. Court has granted the lender's motion for reconsideration of the order relieving the debtor of any obligation to repay the unpaid balance of the unsecured claim notwithstanding the fact that counsel had no reasonable excuse to have failed to respond to the debtor's moving papers, but it would be unreasonable to require the debtor to make larger payments than she would have originally made because lender slept on its rights. Court could have ordered debtor to resume making quarterly payments to the lender only through the term of the plan, but that would have resulted in significantly less money being paid to lender on account of its unsecured claim.

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10:30 AM

CONT... Tabitha A. Joiner

Chapter 11

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01294 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#200.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)),(12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Richard K. Diamond, Chapter 7 Trustee, Plaintiff against Michael Gerard Flanagan, Michael Gerard Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, 2009, Alice Yick Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, Video Symphony, LLC.

fr. 8-30-16, 10-4-16, 11-29-16, 4-4-17, 4-25-17, 5-9-17, 6-13-17, 8-22-17, 10-3-17, 2-6-18, 2-13-18, 6-5-18, 9-11-18, 10-23-18, 11-27-18, 2-27-19
fr. 6-11-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/11/16 -- Court approved stipulation continuing status conference to October 4, 2016 at 2:00 p.m. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for November 29, 2016:

Revisit status of action after conclusion of related matters on calendar.

3/21/17 -- Court approved stipulation continuing hearing to April 25, 2017 at 2:00 p.m. OFF CALENDAR FOR APRIL 4, 2017.

4/24/17 -- Court approved stipulation continuing hearing to June 13, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 13, 2017:

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2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Revisit status of action after conclusion of related matters on calendar.

8/14/17 -- Court approved stipulation extending certain dates and continuing hearing to October 3, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 22, 2017.

Tentative Ruling for October 3, 2017:

Revisit status of action after conclusion of related matters on calendar.

2/5/18 -- Court approved stipulation continuing hearing to February 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 5, 2018.

Tentative Ruling for February 13, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/20/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.
L/D to file joint status report -- May 22, 2018
Discovery cutoff -- August 17, 2018

Tentative Ruling for June 5, 2018:

Extend discovery cutoff to March 2019 and order the parties to mediation.

6/11/18 -- Court approved order setting following dates:

Cont'd status conference -- September 11, 2018 at 2:00 pm
L/D to serve and file joint status report -- August 28, 2018
L/D to complete discovery -- March 29, 2019

Tentative Ruling for September 11, 2018:

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Hearing Room 1539

2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Continue status conference until early January, 2019. Order parties to complete a day of mediation prior to date of continued status conference.

Tentative Ruling for November 27, 2018:

Revisit status of action after conclusion of related matters on calendar.

Tentative Ruling for February 27, 2019:

Revisit status of action after conclusion of related matters on calendar.

3/8/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- June 11, 2019 at 2:00 p.m.

L/D to file joint status report -- May 28, 2019

Court will bifurcate issues and try valuation first.

L/D to conduct nonexpert discovery on valuation issues is continued to June 28, 2019

L/D to designate expert witnesses and exchange expert witness reports -- June 28, 2019

L/D to conduct expert witness discovery -- August 19, 2019

3/20/19 -- Court approved stipulation extending time for trustee to respond to request for production of documents and interrogatories to April 18, 2019 and extending deadline for defendants to file accounting to March 18, 2019.

Tentative Ruling for June 11, 2019:

Continue status conference approximately 90 days and order the parties to complete a day of mediation prior to the date of the continued status conference.

6/21/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- September 17, 2019 at 2:00 p.m.

L/D to file joint status report -- September 3, 2019

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2:00 PM

CONT... **Video Symphony Entertraining Inc**

Chapter 7

Court will bifurcate issues and try valuation first.

L/D to conduct nonexpert discovery is continued to September 26, 2019

L/D to designate expert witnesses and exchange expert witness reports --
September 26, 2019

L/D to conduct expert witness discovery -- November 18, 2019

L/D to lodge order appointing mediators -- July 5, 2019

Deadline to complete mediation -- next status conference

7/1/19 -- Court approved order appointing mediators.

Tentative Ruling for September 17, 2019:

Set new deadlines for exchange of expert witness reports and completion of
mediation.

Party Information

Debtor(s):

Video Symphony Entertraining Inc

Represented By
Dean G Rallis Jr

Defendant(s):

Michael Gerard Flanagan

Represented By
Samuel Price

Michael Gerard Flanagan, as trustee

Represented By
Samuel Price

Alice Yick Flanagan, as trustee of

Represented By
Samuel Price

Video Symphony, LLC

Represented By
Samuel Price

Plaintiff(s):

Richard K. Diamond, Chapter 7

Represented By
Michael G D'Alba
Howard Kollitz
Walter K Oetzell

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Trustee(s):

Richard K Diamond (TR)

Represented By
Michael G D'Alba
Howard Kollitz
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01480 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#201.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Richard K. Diamond, Chapter 7 Trustee, Plaintiff against Alice Yick Flanagan, Alice Yick Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, Michael Gerard Flanagan, Michael Gerard Flanagan, as trustee of The Michael and Alice Flanagan Family Trust dated July 25, 2009

fr. 1-10-17, 4-4-17, 4-25-17, 5-9-17, 6-13-17, 8-22-17, 10-3-17, 2-6-18, 2-13-18, 6-5-18, 9-11-18, 10-23-18, 11-27-18, 2-27-19
fr. 6-11-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

12/22/16 -- Court approved stipulation continuing hearing to April 4, 2017 at 2:00 p.m. and waiving status report for that conference. OFF CALENDAR FOR JANUARY 10, 2017. NO APPEARANCE REQUIRED.

3/21/17 -- Court approved stipulation continuing hearing to April 25, 2017 at 2:00 p.m. OFF CALENDAR FOR APRIL 4, 2017.

HEARING CONTINUED TO MAY 9, 2017 AT 2:00 P.M. OFF CALENDAR FOR APRIL 25, 2017.

4/24/17 -- Court approved stipulation continuing hearing to June 13, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 13, 2017:

Revisit status of action after conclusion of related matters on calendar.

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CONT... Video Symphony Entertraining Inc

Chapter 7

8/14/17 -- Court approved stipulation extending certain dates and continuing hearing to October 3, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 22, 2017.

Tentative Ruling for February 6, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/5/18 -- Court approved stipulation continuing hearing to February 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 5, 2018.

Tentative Ruling for February 13, 2018:

Revisit status of action after conclusion of related matters on calendar.

2/20/18 -- Court approved scheduling order with following dates:

Cont'd status conference -- June 5, 2018 at 2:00 p.m.

L/D to file joint status report -- May 22, 2018

Discovery cutoff -- August 17, 2018

Tentative Ruling for June 2, 2018:

Extend discovery cutoff to March 2019 and continue status conference approximately 90 days.

6/11/18 -- Court approved order setting following dates:

Cont'd status conference -- September 11, 2018 at 2:00 pm

L/D to serve and file joint status report -- August 28, 2018

L/D to complete discovery -- March 29, 2019

Tentative Ruling for October 23, 2018:

Continue to trail this action along with matter on calendar as number 215.

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Hearing Room 1539

2:00 PM

CONT... **Video Symphony Entertraining Inc**

Chapter 7

Tentative Ruling for June 11, 2019:

Continue to trail this action along with matter on calendar as number 200.

6/21/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- September 17, 2019 at 2:00 p.m.

(Requirement that status report be filed is waived)

L/D to conduct discovery -- November 18, 2019

Tentative Ruling for September 17, 2019:

Do any deadlines need to be extended in this adversary proceeding?

Party Information

Debtor(s):

Video Symphony Entertraining Inc

Represented By
Dean G Rallis Jr

Defendant(s):

Alice Yick Flanagan

Represented By
Samuel Price

Alice Yick Flanagan, as trustee of

Represented By
Samuel Price

Michael Gerard Flanagan

Represented By
Samuel Price

Michael Gerard Flanagan, as trustee

Represented By
Samuel Price

Plaintiff(s):

Richard K. Diamond, Chapter 7

Represented By
Michael G D'Alba
Howard Kollitz

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Trustee(s):

Richard K Diamond (TR)

Represented By
Michael G D'Alba
Howard Kollitz
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:17-11401 Karine Kenaraki Mansoorian

Chapter 7

Adv#: 2:19-01044 Dye v. Babaie et al

#202.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Carolyn Dye against David Babaie, Keto Development Group, LLC.

fr. 4-9-19, 5-7-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At request of the parties, continue status conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 9, 2019.

Tentative Ruling for May 7, 2019:

When will counsel for the plaintiff be in a position to pay attention to, and diligently prosecute, this adversary proceeding? Hearing required.

5/13/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- September 17, 2019 at 2:00 pm

L/D to file joint status report -- September 3, 2019

L/D to lodge order appointing mediator -- May 24, 2019

L/D to complete mediation -- September 17, 2019

Tentative Ruling for September 17, 2019:

Where is order appointing mediator? Did parties complete a day of mediation? Where is joint status report that was due September 3, 2019? Hearing required.

9/16/19 -- Court approved stipulation continuing status conference to

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... Karine Kenaraki Mansoorian

Chapter 7

November 12, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 17, 2019. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Karine Kenaraki Mansoorian

Represented By
Nancy Hanna

Defendant(s):

David Babaie

Represented By
Matthew A Lesnick

Keto Development Group, LLC

Represented By
Matthew A Lesnick

DOES 1 THROUGH 10

Pro Se

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:17-19216 Steven M Bren

Chapter 7

Adv#: 2:17-01522 Jeffrey J. Bitetti, individually and as Trustee of v. Bren

#203.00 Pretrial Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Jeffrey J. Bitetti against Steven M. Bren

fr. 1-9-18, 4-10-18, 6-26-18, 9-27-18, 10-9-18, 1-15-19, 4-16-19, 5-28-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/19/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/25/18 -- Court approved stipulation continuing hearing to October 9, 2018 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 27, 2018.

Tentative Ruling for October 9, 2018:

Revisit status of action after conclusion of hearing on motion for summary judgment.

1/9/19 -- Court approved stipulation continuing discovery cutoff to April 30, 2019 and continuing status conference to April 16, 2019 at 2 pm. OFF CALENDAR FOR JANUARY 15, 2019.

Tentative Ruling for April 16, 2019:

Are the parties on track to complete their discovery by April 30, 2019? Where is the joint status report that should have been filed two weeks before the status conference?

Set deadline for filing any additional pretrial motions, and set date for pretrial conference. Discuss with the parties whether it would be appropriate to send this matter to mediation.

**United States Bankruptcy Court
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Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT...

Steven M Bren

Chapter 7

4/15/19 -- Court approved stipulation continuing status conference to May 28, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for May 28, 2019:

Where is the joint status report that should have been filed two weeks before the status conference?

6/6/19 -- Court approved scheduling order setting following dates:

Pretrial conference -- September 17, 2019 at 2:00 p.m.

L/D to lodge pretrial order -- September 3, 2019

L/D to complete discovery -- June 11, 2019

L/D to lodge order appointing mediators -- June 21, 2019

L/D to file pretrial motions -- August 27, 2019

L/D to complete mediation -- September 17, 2019

6/6/19 -- Court approved order appointing mediators.

6/11/19 -- Court approved stipulation setting following dates: Discovery cutoff of June 11, 2019 is modified in following respects: Bren may serve written responses to discovery requests by June 24, 2019; Bitetti may take Bren's deposition not later than September 16, 2019; Plaintiff may file discovery motions related to the foregoing responses by September 16, 2019.

8/28/19 -- Court approved stipulation continuing pretrial conference to November 19, 2019 at 2:00 p.m.; extending discovery cutoff to the extent necessary to permit Bitetti to take Bren's deposition by November 18, 2019; and extending deadline for filing pretrial motions to November 18, 2019. APPEARANCES WAIVED ON SEPTEMBER 17, 2019.

Party Information

Debtor(s):

Steven M Bren

Represented By
Robert S Altagen

**United States Bankruptcy Court
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Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Steven M Bren

Chapter 7

Defendant(s):

Steven M. Bren

Represented By
Robert S Altagen

Plaintiff(s):

Jeffrey J. Bitetti, individually and as

Represented By
Roger F Friedman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Leonard M Shulman
Ryan D O'Dea
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:19-14066 David Gomez

Chapter 7

Adv#: 2:19-01221 PEOPLE OF THE STATE OF CALIFORNIA ex rel. ILWU-PMA v. Gomez

#204.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by PEOPLE OF THE STATE OF CALIFORNIA ex rel. ILWU-PMA WELFARE PLAN, ILWU-PMA WELFARE PLAN against David Gomez

Docket 1

*** VACATED *** REASON: CONT'D. TO 11/5/19 @ 2PM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Plaintiff obtained and served alias summons. Response to complaint is not due until September 26, 2019. Continue status conference to November 5, 2019 at 2:00 p.m. APPEARANCES WAIVED ON SEPTEMBER 17, 2019.

Party Information

Debtor(s):

David Gomez

Represented By
Raj T Wadhvani

Defendant(s):

David Gomez

Pro Se

Plaintiff(s):

PEOPLE OF THE STATE OF

Represented By
Christopher J. Harney
Michael R Pinkston
Maisie C. Sokolove
Christine S. Hwang
S. Bradley Perkins
Thomas E. Fraysse
Elizabeth Medrano

**United States Bankruptcy Court
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Los Angeles
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Hearing Room 1539

2:00 PM

CONT... David Gomez

Chapter 7

Peter W. Saltzman
Justin T. Curley
D. Ward Kallstrom

ILWU-PMA WELFARE PLAN

Represented By
Christopher J. Harney
Michael R Pinkston
Maisie C. Sokolove
Christine S. Hwang
S. Bradley Perkins
Thomas E. Fraysse
Elizabeth Medrano
Peter W. Saltzman
Justin T. Curley
D. Ward Kallstrom

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:19-14387 Richard L. Ashbee

Chapter 7

Adv#: 2:19-01231 Dagawa Trading LLC v. Ashbee

#205.00 Status Conference re: 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)) Complaint by Dagawa Trading LLC against Richard Laurence Ashbee

Docket 1

***** VACATED *** REASON: CONT'D. TO 10/1/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/16/19 -- Court approved stipulation continuing status conference to October 1, 2019 at 2:00 p.m. and continuing defendant's response date to September 2, 2019. OFF CALENDAR FOR SEPTEMBER 17, 2019.

Party Information

Debtor(s):

Richard L. Ashbee

Represented By
Michael E Plotkin

Defendant(s):

Richard Laurence Ashbee

Pro Se

Plaintiff(s):

Dagawa Trading LLC

Represented By
Shanen R Prout

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:19-14538 XU DONG

Chapter 7

Adv#: 2:19-01224 IMAGIC, INC, v. Dong

#206.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by IMAGIC, INC, against Dong Xu

Docket 1

Courtroom Deputy:

8/26/19 - Default entered against Defendant Xu Dong.

Tentative Ruling:

Set deadline for plaintiff to file motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

XU DONG

Represented By
Alice Lin

Defendant(s):

Xu Dong

Pro Se

Plaintiff(s):

IMAGIC, INC,

Represented By
Young H Bae

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:19-18528 Vera Norma Castellanos

Chapter 7

Adv#: 2:19-01237 Vaquerano et al v. Castellanos

#207.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) 68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Maria Vaquerano, Jimmy Vaquerano, Norma Rivas against Vera Norma Castellanos

Docket 1

Courtroom Deputy:

8/28/19 - Default entered against Defendant Vera Norma Castellanos

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

9/16/19 -- Status conference continued to October 1, 2019 at 2:00 p.m. to be heard concurrently with motion for default judgment. APPEARANCES WAIVED ON SEPTEMBER 17, 2019.

Party Information

Debtor(s):

Vera Norma Castellanos

Represented By
Christopher S Reyes

Defendant(s):

Vera Norma Castellanos

Pro Se

Plaintiff(s):

Maria Vaquerano

Represented By
Shalem Shem-Tov

Jimmy Vaquerano

Represented By
Shalem Shem-Tov

Norma Rivas

Represented By

**United States Bankruptcy Court
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Los Angeles
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Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Vera Norma Castellanos

Chapter 7

Shalem Shem-Tov

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01150 Avery v. Huber

#208.00 Defendant's Motion to Dismiss Adversary Proceeding

Docket 22

Courtroom Deputy:

9/9/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 9/17/19 @ 2:00pm

Tentative Ruling:

Grant with leave to amend. Trustee should file amended complaint that sets forth the dates, amounts and types of transfer (check, cash, wire transfer, etc.), check numbers, etc.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Craig Huber

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01150 Avery v. Huber

#209.00 Status Conference re: 12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other)) Complaint by Wesley H, Avery against Craig Huber

fr. 7-30-19

Docket 1

Courtroom Deputy:

9/9/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 9/17/19 @ 2:00pm

Tentative Ruling:

6/25/19 -- Court approved stipulation giving defendant until July 30, 2019 to respond to complaint.

Tentative Ruling for July 30, 2019:

Inasmuch as defendant has not yet responded to complaint, continue status conference to September 17, 2019 at 2:00 p.m. Parties should file and serve joint status report not later than September 3, 2019. APPEARANCES WAIVED ON JULY 30, 2019.

7/30/19 -- Court approved stipulation continuing response date to August 13, 2019.

Tentative Ruling for September 17, 2019:

Set deadline for trustee to file amended complaint and deadline for filing response thereto.

Party Information

Debtor(s):

Premiere Medical Management

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Premiere Medical Management Group, LLC
David L Oberg

Chapter 7

Defendant(s):

Craig Huber

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01151 Avery v. Quinn Emanuel Urquhart & Sullivan, LLP

#210.00 Defendant's Motion to Dismiss Adversary Proceeding

Docket 26

Courtroom Deputy:

9/9/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 9/17/19 @ 2:00pm

Tentative Ruling:

Deny motion to dismiss as moot in light of grant of motion for leave to amend.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Quinn Emanuel Urquhart &

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01151 Avery v. Quinn Emanuel Urquhart & Sullivan, LLP

#211.00 Plaintiff's Motion for Leave to Amend its Complaint

Docket 21

Courtroom Deputy:

9/9/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 9/17/19 @ 2:00pm

Tentative Ruling:

Grant motion for leave to amend. Trustee could simply have filed amended complaint prior to filing of responsive complaint by defendant; defendant should have stipulated to this relief. There is no problem with pleading an alternate theory of recovery based on the same facts. The same payment can be either a preference or a fraudulent transfer depending on the purpose of the payment.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Quinn Emanuel Urquhart &

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01151 Avery v. Quinn Emanuel Urquhart & Sullivan, LLP

#212.00 Status Conference re: 12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other)) Complaint by Wesley H, Avery against Quinn Emanuel Urquhart & Sullivan, LLP

fr. 7-30-19

Docket 1

Courtroom Deputy:

9/9/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 9/17/19 @ 2:00pm

Tentative Ruling:

6/25/19 -- Court approved stipulation giving defendant until July 30, 2019 to respond to complaint.

Tentative Ruling for July 30, 2019:

Inasmuch as defendant has not yet responded to complaint, continue status conference to September 17, 2019 at 2:00 p.m. Parties should file and serve joint status report not later than September 3, 2019. APPEARANCES WAIVED ON JULY 30, 2019.

7/30/19 -- Court approved stipulation continuing response date to August 13, 2019.

Tentative Ruling for September 17, 2019:

Set deadline for plaintiff to file amended complaint and deadline for filing response thereto.

Party Information

Debtor(s):

Premiere Medical Management

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Premiere Medical Management Group, LLC
David L Oberg

Chapter 7

Defendant(s):

Quinn Emanuel Urquhart &

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#213.00 Order to Appear and Show Cause why Adversary Proceeding Should Not Be Dismissed for Failure to Appear

Docket 48

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

As Judge Bluebond's page on the Court's website explains with regard to telephonic appearances:

A written list of the matter(s) on which you will be making a telephonic/video appearance must be provided to the Court via email to [Chambers SBluebond@cacb.uscourts.gov](mailto:SBluebond@cacb.uscourts.gov) (link sends e-mail) not later than 7 days prior to the hearing and must contain (i) the date, time and calendar number(s) of the hearing(s) in the subject line of the email and (ii) all of the following information within the body of the email:

- the name of the case and the bankruptcy case number (and adversary number, if applicable);
- the date and time of the hearing;
- the calendar number assigned to the matter (or, if a calendar number has not yet been assigned, then a statement so stating);
- the reason that the requesting party seeks to appear by telephone;
- who the requesting party represents; and
- contact information, including email address and telephone number.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... **Gilberto Arambula, Jr.**

Chapter 7

Leaving a message on the chambers' phone line is not an acceptable way to give notice or to obtain permission, where required, to appear by telephone. Counsel are expected to appear, either in person or by phone, even if they would like to submit on a tentative ruling, unless the written tentative ruling indicates that appearances are waived or a law clerk or a calendar clerk has confirmed that no appearance is necessary. (See Judge Bluebond's posted tentative ruling procedures: "Please note, however, that, notwithstanding the issuance of a tentative ruling, unless (1) Judge Bluebond's chambers or calendar clerk has confirmed that no appearance is necessary or (2) the tentative ruling itself states that no appearance is necessary, *appearances are required.*")

In other words, it is never sufficient to leave a message, indicating a desire to submit on the tentative or to appear telephonically. The message may not be picked up until after the hearing or may not have been left for the appropriate party.

Nevertheless, it does not appear that the plaintiff should be deemed to have abandoned prosecution of this action. Accordingly, vacate OSC.

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Sully Mariela Jimenez

Represented By
Stuart R Simone

Gilberto JR. Arambula

Represented By
Stuart R Simone

Joint Debtor(s):

Sully Mariela Jimenez

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

Michael H Colmenares

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#214.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Wesley H. Avery against Maria Jimenez

fr. 11-27-18, 1-8-19, 3-5-19, 4-16-19, 7-30-19

Docket 1

Courtroom Deputy:

10/22/18 - Amended complaint filed.
10/25/18 - Another Summons issued
4/30/19 - Second Amended complaint filed.

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Sully Mariela Jimenez

Represented By
Stuart R Simone

Gilberto JR. Arambula

Represented By
Stuart R Simone

Joint Debtor(s):

Sully Mariela Jimenez

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

Michael H Colmenares

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:16-12275 Eric Carl Faber

Chapter 7

Adv#: 2:16-01256 Naimer et al v. Faber et al

#215.00 Plaintiff's Motion to Reopen the Adversary Proceeding and Enter Judgment in Favor of Plaintiffs Pursuant to the Settlement Agreement

fr. 8-27-19

Docket 35

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for August 27, 2019:

Grant. Enter judgment for plaintiff in the amount of \$24,150, plus interest at the rate of 10 percent from July 2, 2019 through the entry of judgment. (Thereafter, post-judgment interest will accrue at the federal judgment rate.)

Final Ruling for August 27, 2019:

Movant wants attorneys' fees per agreement. Continue hearing to September 17, 2019 at 2:00 p.m. to give movant an opportunity to file declaration setting forth amount of attorneys' fees requested. Movant should file and serve declaration not later than September 4, 2019.

Tentative Ruling for September 17, 2019:

Grant. Enter judgment for plaintiff in the amount of \$24,150, plus interest at the rate of 10 percent from July 2, 2019 through the entry of judgment on that amount, and attorneys' fees and costs of \$3,593.51. (Thereafter, post-judgment interest will accrue at the federal judgment rate.) APPEARANCES WAIVED ON SEPTEMBER 17, 2019. MOVANT SHOULD LODGE ORDER CONSISTENT WITH TENTATIVE RULING.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Eric Carl Faber

Chapter 7

Debtor(s):

Eric Carl Faber

Represented By
Heather J Canning

Defendant(s):

Eric Carl Faber

Pro Se

Debra Donnelly Faber

Pro Se

Joint Debtor(s):

Debra Donnelly Faber

Represented By
Heather J Canning

Movant(s):

Lisa Naimer

Represented By
Yi S Kim
James R Felton
Richard A Brownstein
Lane K Bogard
Vanessa M Haberbush

Joachim Naimer

Represented By
Yi S Kim
James R Felton
Richard A Brownstein
Lane K Bogard
Vanessa M Haberbush

Plaintiff(s):

Lisa Naimer

Represented By
Yi S Kim
James R Felton
Richard A Brownstein
Lane K Bogard
Vanessa M Haberbush

Joachim Naimer

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... Eric Carl Faber

Chapter 7

Yi S Kim
James R Felton
Richard A Brownstein
Lane K Bogard
Vanessa M Haberbusch

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

Adv#: 2:18-01312 DDC Group, Inc. v. RDY Holdings LLC et al

#216.00 Motion for Default Judgment Against GTR Source LLC; Yellowstone Capital West LLC; and Richmond Capital Group, LLC

Docket 44

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter judgment in favor of debtor to the effect that the following creditors have secured claims that will be treated in the manner set forth in the debtor's plan in the following amounts:

GTR Source LLC: \$18,000
Yellowstone Capital: \$54,000
Richmond Capital Group: \$18,000

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Defendant(s):

RDY Holdings LLC

Pro Se

Yes Lender LLC

Represented By
Larry D Webb

GTR Source LLC

Pro Se

Yellowstone Capital West LLC

Pro Se

Richmond Capital Group, LLC

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Plaintiff(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

Adv#: 2:18-01312 DDC Group, Inc. v. RDY Holdings LLC et al

#217.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property),(91 (Declaratory judgment)) Complaint by DDC Group, Inc. against RDY Holdings LLC, Yes Lender LLC, GTR Source LLC, Yellowstone Capital West LLC, Richmond Capital Group, LLC.

fr. 12-11-18, 3-5-19, 5-14-19

Docket 1

Courtroom Deputy:

9/9/19 - Default entered against GTR Source LLC

9/9/19 - Default entered against Richmond Capital Group, LLC

9/9/19 - Default entered against Yellowstone Capital West LLC

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Defendant(s):

RDY Holdings LLC

Pro Se

Yes Lender LLC

Represented By
Larry D Webb

GTR Source LLC

Pro Se

Yellowstone Capital West LLC

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.
Richmond Capital Group, LLC

Pro Se

Chapter 11

Plaintiff(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#218.00 Status Conference re: Debtor's Objection to Claim of Spice Affair, LLC (Claim Number 35)

fr. 6-5-19

Docket 314

***** VACATED *** REASON: 7/22/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

There are a number of problems on both sides here. The debtor did not give at least 30 days notice of the hearing. The proof of claim contains no copy of any contract nor any intelligible supporting information or documentation. It cannot be determined from the proof of claim why the claimant is seeking payment of the specified amount. Therefore, it is not entitled to any kind of presumption. The declaration filed in support of the motion sufficiently authenticates the attachments but the attachments were not included. The only exhibit is a copy of the proof of claim. Nothing contained in the declaration explains the basis of the objection and the declaration does not lay a sufficient foundation for the declarant's reliance on any business records of the debtor.

In short, there is nothing here upon which the court could make a ruling of any kind. Continue the hearing. Set a deadline for the debtor to file an amended objection and a deadline for the creditor to file an amended response, if it considers that necessary. Court will give the parties an opportunity to conduct discovery and deem the matter to be an adversary proceeding for procedural purposes.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#219.00 Status Conference re: Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 43)

fr. 5-29-19, 6-5-19, 6-19-19

Docket 284

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT...

DDC Group, Inc.

M. Jonathan Hayes

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#220.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 44)
fr. 5-29-19, 6-5-19, 6-19-19

Docket 294

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#221.00 Debtor's Objection to Claim of MarLu Portland II (Claim Number 45)

fr. 5-29-19, 6-5-19, 6-19-19

Docket 298

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#222.00 Debtor's Objection to Claim of MarLu Sea-Tac II (Claim Number 46)

fr. 5-29-19, 6-5-19, 6-19-19

Docket 285

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#223.00 Debtor's Objection to Claim of Smart Management & Co., Inc. (Claim Number 47)

fr. 5-29-19, 6-5-19, 6-19-19

Docket 286

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, September 17, 2019

Hearing Room 1539

2:00 PM

CONT...

DDC Group, Inc.

M. Jonathan Hayes

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:19-19824 C17Malibu LLC

Chapter 7

#1.00 Order to Appear and Show Cause re: Dismissal Why this Case Should Not Be Dismissed for Debtor's Failure to Retain Counsel as Required by this Court's LBR 9011-2(a)

Docket 4

***** VACATED *** REASON: VACATE AS MOOT. NO APPEARANCE
REQUIRED.**

Courtroom Deputy:

9/9/19 - Case Dismissed for failure to file schedules/statements.

Tentative Ruling:

Vacate OSC as moot. Case has already been dismissed. No appearance required. Court will prepare order.

Party Information

Debtor(s):

C17Malibu LLC

Pro Se

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:10-20445 Jason Yung Myung

Chapter 7

#2.00 Debtor's Motion to Invalidate the Abstract of Judgment Unlawfully Recorded and to Request Sanctions

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

It is true that the debtor's personal liability under the judgment has been discharged, but did the judgment creditor have a valid judgment lien against real property previously? A discharge will not invalidate a judgment lien if it had actually attached to something. The lien would survive even though the debtor's personal liability has been discharged and the judgment creditor should be permitted to take the steps necessary under applicable nonbankruptcy law to renew the judgment. (Note: If the judgment lien impairs an exemption, the debtor may be able to avoid the judgment lien under section 522.)

The court cannot determine from the motion whether or not there was an existing judgment lien against real property owned by the debtor. In addition, the motion does not specify any basis for an award of attorneys' fees. This is not a motion to have the judgment creditor held in contempt.

Party Information

Debtor(s):

Jason Yung Myung

Represented By
Young K Chang

Trustee(s):

David L Ray (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:17-20577 Maria D Olivas

Chapter 7

#3.00 Trustee's Motion for Order Compelling Debtor and all other Occupants to Turnover and Vacate the Property commonly known as 410 S Maple Avenue, Montebello, CA 90640 Property of the Estate Pursuant to 11 USC Section 105(a), 521(a)(3) and 521(a)(4)

fr. 7-17-19

Docket 36

***** VACATED *** REASON: 8/21/19 - OFF CALENDAR.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Enter order directing debtor and any other occupants to vacate premises and turnover possession to the trustee.

8/21/19 -- Court approved settlement with the debtor that resolves motion.
OFF CALENDAR.

Party Information

Debtor(s):

Maria D Olivas

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:19-11827 Leslie Florence Taylor

Chapter 7

#4.00 Trustee's Motion for Order Disallowing Unsecured Non-Priority Claim of Pinnacle Credit Services, LLC, Claim No. 2 in the Claims Register

Docket 49

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Disallow claim as barred by the statute of limitations.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:19-11827 Leslie Florence Taylor

Chapter 7

#5.00 Trustee's Motion for Order Disallowing Unsecured Non-Priority Claim of LVNV Funding, LLC, Claim No. 3 in the Claims Register

Docket 51

***** VACATED *** REASON: CONT'D. TO 10/2/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/29/19 -- Court granted trustee's ex parte application for a continuance of hearing to October 2, 2019 at 10:00 a.m. OFF CALENDR FOR SEPTEMBER 18, 2019.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#6.00 Motion to be Relieved as General Insolvency Counsel for the Debtor in Possession Samuel Michael Saber

Docket 234

***** VACATED *** REASON: 8/31/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#7.00 Debtor's Nunc Pro Tunc Application by Debtor and Debtor in Possession to Employ Michael R. Totaro and The Law Offices of Totaro & Shanahan as General Insolvency Counsel and Approval of Hourly Fee

Docket 231

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

New counsel has already appeared. For what time period does counsel seek authority to be employed?

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:18-16688 Samuel Michael Saber

Chapter 11

#8.00 Application for Compensation and Reimbursement of Expenses for Michael R Totaro, Debtor's Attorney, Period: 6/7/2019 to 8/15/2019
[Fees requested: \$18,205, Expenses: \$0]

Docket 242

Courtroom Deputy:

9/16/19 - Eric Bensamochan, (818)574-5740, has been approved for telephonic appearance on 9/18/19 @ 10:00am

Tentative Ruling:

Continue hearing to address timing issue with notice and to give applicant an opportunity to file amended application that addresses US Trustee's concerns. Page 3 of the amended application is illegible. Many of descriptions of services rendered contain insufficient information. Entries re email should reflect to whom the email was addressed. Entries re meetings should reflect with whom professional met and topic of meeting. Format of billing is problematic. Court cannot determine which descriptions relate to which billing categories. Perhaps a printout in landscape format would be more usable or applicant should generate a separate printout of charges for each billing category.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro
Eric Bensamochan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:19-18518 Daniel Sang Kue Chyun

Chapter 11

#9.00 U.S. Trustee's Motion Under 11 U.S.C. section 1112(b)(1) To Convert, Dismiss Or Appoint A Chapter 11 Trustee

Docket 27

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why hasn't an application to employ counsel been filed? Why are there still compliance matters outstanding? How has debtor been paying operating expenses since filing date? Why did it take debtor so long to file a motion for use of cash collateral? Why should the court believe that the debtor is more serious this time around about taking the steps necessary to properly prosecute a bankruptcy case? (See tentative ruling for matter no. 11.)

Party Information

Debtor(s):

Daniel Sang Kue Chyun

Represented By
Je M Cha

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:19-18518 Daniel Sang Kue Chyun

Chapter 11

#10.00 Motion For Order Authorizing Use of Cash Collateral

Docket 37

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why is debtor now asserting that property is worth \$1.6 million instead of the \$1.25 million reflected in the schedules? Where does this additional income of \$6,000 per month come from and is this anyone's cash collateral? Court does not grant retroactive authority to use cash collateral. How much cash collateral has the debtor spent since the petition date of July 22? What additional space does the debtor intend to rent within the property?

Why is there an entry for groceries in the budget concerning the maintenance of the property? Is this budget intended to cover the entirety of the debtor's living expenses as well as the expenses related to the operation and maintenance of the property? Is the debtor's wife working and, if so, does she have any income? Is this income included in the income amounts reflected in the budget?

Hearing required.

Party Information

Debtor(s):

Daniel Sang Kue Chyun

Represented By
Je M Cha

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

2:19-18518 Daniel Sang Kue Chyun

Chapter 11

#11.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor's status report states that the primary objective of this bankruptcy is for the debtor to do a motion to value collateral and cram down the balance due the lender. This will not work. The property in question is the debtor's principal residence. Even though it is also a rental property (as it is a duplex), under the brightline rule announced by the 9th Circuit BAP in In re Wages, 508 B.R. 161 (Bankr. 9th Cir. 2014), a debtor may not modify a mortgage on a property that is the debtor's principal residence, even if the debtor also uses the property for commercial activities.

Debtor has been in default for the past 5 to 6 years and has not succeeded in negotiating a consensual modification of this loan. The Court sees no reason to conclude that a consensual modification will be possible at this time. Case should be converted to chapter 7 so that the property can be sold if there is in fact any equity in the property, or the case should be dismissed with a two-year bar to refile, in light of the debtor's history of repeated bankruptcy filings.

Party Information

Debtor(s):

Daniel Sang Kue Chyun

Represented By
Je M Cha

Movant(s):

Daniel Sang Kue Chyun

Represented By
Je M Cha
Je M Cha
Je M Cha

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

10:00 AM

CONT... Daniel Sang Kue Chyun

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

11:00 AM

2:17-17991 Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

#100.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-30-17, 9-6-17, 11-29-17, 12-12-17, 3-14-18, 3-21-18, 6-13-18, 6-27-18,
8-29-18, 11-28-18, 2-12-19, 3-5-19, 3-20-19, 4-2-19, 5-29-19

Docket 1

***** VACATED *** REASON: 6/20/19 - FINAL DECREE ENTERED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/23/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 10:00 a.m. OFF CALENDAR FOR AUGUST 30, 2017.

Tentative Ruling for September 6, 2017:

Why are these debtors in bankruptcy? They can well afford to pay claims against them. It appears that this case was filed to obtain the benefit of a more favorable forum for the resolution of their disputes with the Keros concerning the enforceability of a prepetition sale agreement. Why can't that dispute simply be resolved in state court? Hearing required.

9/14/17 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- September 15, 2017

Bar date -- November 17, 2017

L/D to file updated status report -- November 22, 2017

Cont'd status conference -- November 29, 2017 at 11:00 a.m.

Tentative Ruling for December 12, 2017:

Revisit status of case after conclusion of related matters on calendar.

Final Ruling for December 12, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

11:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd Chapter 11

Continue hearing to March 14, 2018 at 11:00 a.m. Debtor should file updated status report by March 2, but could will waive that requirement if the debtor schedules a hearing on a sale motion concurrently with the continued case status conference.

Tentative Ruling for March 14, 2018:

Continue hearing to March 21, 2018 at 10:00 a.m. to be heard concurrently with motion for approval of compromise with LA Conservancy.
APPEARANCES WAIVED ON MARCH 14, 2018.

Tentative Ruling for March 21, 2018:

Do debtors have any realistic prospect of being able to pay Keros the settlement payment by March 31, 2018? If so, how? Hearing required.

Tentative Ruling for June 13, 2018:

Continue case status conference to June 27, 2018 at 10:00 a.m. so that it may be heard concurrently with new motion for approval of sale. OFF CALENDAR FOR JUNE 13, 2018.

Tentative Ruling for June 27, 2018:

Well, it happened again. Another sale motion has been withdrawn. What went wrong this time? Hearing required.

Tentative Ruling for August 29, 2018:

When does debtor anticipate that it will be filing motion for approval of compromise with RND? What progress, if any, has Pacific Union made with regard to finding a buyer for the property? Is the idea that the property will be sold subject to the agreement with the conservancy, meaning that the buyer will have to locate a spot to which the house can be moved and pay for the cost of moving it? How is that not a substantial disincentive to any buyer to buy the property?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

11:00 AM

CONT... Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Hearing required.

Tentative Ruling for November 28, 2018:

Have the parties succeeded in negotiating an extension of the Keros settlement agreement? Have the new brokers managed to locate anyone interested in purchasing either property? Has there been any interest in either property in recent weeks? Hearing required.

Tentative Ruling for February 12, 2019:

Revisit status of case after conclusion of hearing on disclosure statement. (Debtors do not need to keep answering all questions in the original order setting the status conference in subsequent status reports. They only need to apprise the court of the current status of the case and significant developments since the last status conference.)

Tentative Ruling for March 5, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 3, 2019:

Is court correct in assuming that, if sale closes, debtors will be dismissing this case rather than confirming a plan? Hearing required.

Tentative Ruling for May 29, 2019:

If court confirms plan, take status conference off calendar and schedule post-confirmation status conference in approximately 120 days to make sure that all required payments have been made in a timely manner.

6/20/19 -- OFF CALENDAR. COURT HAS ENTERED FINAL DECREE.

Party Information

Debtor(s):

Paul Stuart Shepherd

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

11:00 AM

CONT...

Paul Stuart Shepherd and GiGi Renee Shepherd

Chapter 11

Ron Bender
Todd M Arnold
Beth Ann R Young

Joint Debtor(s):

GiGi Renee Shepherd

Represented By
Ron Bender
Todd M Arnold
Beth Ann R Young

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 18, 2019

Hearing Room 1539

11:00 AM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 6-19-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for debtor to serve notice of bar date and bar date. Continue case status conference approximately 90 days.

6/20/19 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- June 26, 2019

Bar date -- August 16, 2019

L/D to file updated status report -- September 6, 2019

Cont'd status conference -- September 18, 2019 at 11:00 a.m.

Tentative Ruling for September 18, 2019:

Does it make sense for the debtor to utilize the bankruptcy court's mediation program in an effort to resolve disputes with Creditor's Adjustment Bureau? Now that the debtor has succeeded in setting aside default judgment, is it even necessary for this case to remain in bankruptcy?

Hearing required.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 25, 2019

Hearing Room 1539

10:00 AM

2:16-23679 Associated Third Party Administrators and Allied Fund

Chapter 7

#1.00

MEDIATION HEARING
Associated Third Party Administrators(ATPA)
2:16-23679SK
2:17-AP-01369SK
2:17-AP-01456SK

fr. 5-23-19, 8-29-19

Docket 0

Courtroom Deputy:

- NONE LISTED -

Party Information

Debtor(s):

Associated Third Party

Represented By

Ron Bender

Lindsey L Smith

Jacqueline L James

Eve H Karasik

Todd M Arnold

Edward M Fox

Jeffrey S Kwong

Richard W Esterkin

Kurt Ramlo

Danning Gill Diamond & Kollitz LLP

Trustee(s):

Richard K Diamond (TR)

Represented By

Aaron E de Leest

Howard Kollitz

Sonia Singh

Danning Gill Diamond & Kollitz LLP

Walter K Oetzell

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, September 25, 2019

Hearing Room 1539

10:00 AM

CONT...

Associated Third Party Administrators and Allied Fund

Chapter 7

Zev Shechtman

Jerrold L Bregman

Jason B Komorsky

Susan K Seflin

Brutzkus Gubner Rozansky Seror Weber LLP

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 2180, 2200-2220 N. Lincoln Avenue, 376 Acacia Street, 377 Woodbury Road; LA APN 5827-018-041

MOVANT: EAST WEST BANK

fr. 5-2-19, 8-20-19

Docket 853

Courtroom Deputy:

9/23/19 - John Tedford, (310)277-0077, has been approved for telephonic appearance on 9/26/19 @ 10am

Tentative Ruling:

Rulings on Evidentiary Objections:

Barclay Declaration:

1. Overrule. Declarant may offer her opinion as to these matters.
2. Overrule. It is desirable to have a principal of the party responsible for making up a shortfall acknowledge that responsibility.

Galletly Declaration:

1. Overrule. Declarant is clearly describing the debtor's position/game plan. This is an appropriate exercise for the debtor's principal. Debtor has not filed its plan yet. Declarant is describing what the debtor's eventual plan will look like. The relevant issue is not what is in the term sheet (which might give rise to a best evidence objection), but what the plan will look like and whether it will be confirmable.
2. Overrule. (See ruling on objection 1.)
3. Overrule. (See ruling on objection 1.)
4. Overrule. (See ruling on objection 1.)
5. Overrule. (See ruling on objection 1.)
6. Overrule. (See ruling on objection 1.)

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Tentative Ruling on the Merits:

Deny relief at this juncture, but continue hearing to track with confirmation schedule. There is no evidence that the property is declining in value and the court is not yet ready to conclude that there is no reasonable prospect for a reorganization within a reasonable period. Thus, there is no basis for relief under either section 362(d)(1) or 362(d)(2). There need not be any equity in the property for a debtor to be in a position to confirm a plan of reorganization, and there is nothing that makes the plan that the debtor has outlined inherently unconfirmable on its face. It is not unreasonable for the debtor to take a brief period of time to change gears in light of reversal of this Court's order on appeal by the district court. Court will address any objections that movant may have concerning the confirmability of the debtor's new plan in connection with disclosure statement/plan confirmation process.

In the interim, as this is a single asset case and there is at present no plan on file, court agrees that debtor should make the payments required by section 362(d)(3). Debtor should pay interest at the contractual nondefault rate on the value of the creditor's interest in the property. EWB claims to be owed more than the value of the property. Therefore, the value of EWB's interest in the property is the value of the property. For the purpose of this analysis, court agrees that it is appropriate to utilize EWB's value for the property -- \$20,271,718. Debtor asserts that it is capable of making these payments. Enter standard adequate protection order (14-day default notices; maximum of 3 notices; relief granted upon declaration from lender without further notice or hearing if default uncured; waiver of Rule 4001(a)(3) if order is entered) requiring that the debtor make these payments, commencing with the May payment. If the debtor is unable to make these payments, EWB will get relief from stay. There is no need for this court to assess whether it will be feasible for the debtor to make these payments. The proof will be in the pudding, so to speak. Either the debtor will come up with the money to make these payments, or EWB will get relief from stay.

Tentative Ruling for August 20, 2019:

EWB filed supplemental papers arguing that the latest plan filed by the debtor is not feasible and that the debtor has no reasonable prospect of confirming a plan within a reasonable period.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

As the Court has already conditioned continuation of the automatic stay on adequate protection payments, whether or not relief from stay is appropriate on these facts will turn on whether elements of section 362(d)(2) have been satisfied. As this requires consideration of the latest version of the debtor's plan, court will revisit issue of relief from stay after consideration of the debtor's latest disclosure statement and plan.

Tentative Ruling for September 26, 2019:

Revisit motion after conclusion of related matters on calendar.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

Movant(s):

EAST WEST BANK

Represented By
Anastasia E Bessey
Lois M Jacobs
Brian A Procel
Bernard R Given

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#2.00 Order to Show Cause re: Conversion, Dismissal or Appointment of Chapter 11 Trustee

Docket 929

Courtroom Deputy:

9/23/19 - John Tedford, (310)277-0077, has been approved for telephonic appearance on 9/26/19 @ 10am

Tentative Ruling:

Court has already advised that it is not likely to lower the required interest rate in a subsequent plan. There may have been a reduction in the federal discount rate, but have interest rates on business loans been reduced? And, even if they have, as the Court previously explained, as the debtor will need to service more debt under this plan, the extent of the risk is larger, which would serve to offset any decrease in the interest rate resulting from a reduction in the benchmark rate.

How would this new plan be feasible? Debtor has already had to borrow or obtain capital contributions (of \$900,000?) to remain current on the adequate protection payments debtor has been required to pay. Projections show that there will be cash flow shortfalls during the now four-year plan term. The proposed new value contribution and the promise to help with tenant improvements do not even add up to the \$1.5 million backstop that the Court held was necessary to support the last version of the plan.

How/why is it appropriate to separately classify the bank's unsecured deficiency claim? Has this classification scheme been proposed in good faith?

Note: If the debtor were to prevail in its appeal, depending on the value of the property, it would appear that EWB would be permitted to include post-petition interest in the amount of its secured claim, up to the value of the property. Does the plan properly take this into consideration?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Debtor's refusal to obtain more information from 24-hour fitness as to its willingness to renew its lease and, if so, at what rental rate makes it difficult to assess the feasibility of the debtor's plan. Is debtor acting in good faith in refusing to even broach this issue with the tenant at this juncture? Are there any provisions in the lease that require the tenant to communicate its intentions to the landlord a certain number of months in advance? If so, when is such notice due?

Debtor also doesn't appear to be in a hurry to obtain a resolution of its appeal. The debtor has moved for an extension of time to file its opening brief three times, such that its opening brief, which was originally due July 3, 2019, is now due November 4, 2019. The responsive brief is due December 4, 2019. Why hasn't the debtor been willing to move forward. It appears that the debtor's main objective here is to delay the resolution of these issues.

Debtor's plan is now to sell the property in four years. Why is this a better approach than selling the property now? Will the property appreciate enough between now and then to permit anyone to recoup the amounts that will have to be invested between now and then to make all required payments under the plan? And what if 24-hour fitness does not renew or is only willing to renew at a discounted rental rate? What would the property be worth if that were to occur.

Hearing required.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

10:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#3.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-31-17, 6-14-17, 8-2-17, 10-4-17, 10-18-17, 11-29-17, 1-31-18, 2-28-18,
5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18, 1-23-19, 1-24-19,
3-7-19, 5-2-19, 8-20-19

Docket 1

Courtroom Deputy:

9/23/19 - John Tedford, (310)277-0077, has been approved for telephonic appearance on 9/26/19 @ 10am

Tentative Ruling:

5/22/17 -- Court granted motion setting bar date of August 9, 2017.

Tentative Ruling for May 31, 2017:

Continue case status conference to date that can serve as date of hearing on disclosure statement, unless debtor plans to commence payments instead of filing plan on 90th day.

Tentative Ruling for June 14, 2017:

Debtor has now filed plan and disclosure statement. Continue case status conference to date of hearing on disclosure statement.

Tentative Ruling for August 2, 2017:

Continue case status conference to date of continued hearing on disclosure statement.

8/31/17 -- Court signed order continuing hearing to October 18, 2017 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for October 10, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

10:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue case status conference to date and time of confirmation hearing.

Tentative Ruling for March 7, 2019:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for May 2, 2019:

Set deadline for debtor to file new plan of reorganization. Continue case status conference and hearing on motion for relief from stay to same date and time as hearing on new disclosure statement.

Tentative Ruling for August 20, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for September 26, 2019:

Revisit status of case after conclusion of hearings on related matters on calendar.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#200.00 Order to Appear and Show Cause Why Bankruptcy Case Should not be Dismissed or Converted based on continuing decline of Debtor's Operations

fr. 9-12-19

Docket 135

Courtroom Deputy:

9/17/19 - Elizabeth Ruocco, (212)504-6068, has been approved for telephonic appearance on 9/26/19 @ 2pm

Tentative Ruling:

Tentative Ruling for September 12, 2019:

Debtor concedes in its opposition that "Debtor has not generated a net profit during the five-month post-petition term," but, on the bright side, debtor notes that it has reduced its losses each month and generated a profit in August of \$5,269. This amount is undoubtedly dwarfed by the attorneys' fees that were incurred during the same period.

Debtor argues that unsecured creditors will have no chance of recovery unless its operations are permitted to resume. This may be true, but, because the debtor is losing money, it is essentially liquidating the collateral of secured creditors in order to finance its operations. In other words, it is spending the secured creditors' collateral in the hope of producing a distribution for unsecured creditors. Debtor argues that matters would look very different but for the chargebacks from AMEX and Visa, but debtor has not established that these chargebacks are improper. Debtor has not provided any evidence from which the Court can determine that whether the chargebacks in question are impermissible setoffs that violate the automatic stay or permissible recoupments that do not.

Debtor's operations have been losing money. Relief from stay has been granted to permit ADP to terminate its services. Debtor's motion to extend time to assume or reject its lease has been denied. Debtor is deemed to

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, September 26, 2019

Hearing Room 1539

2:00 PM

CONT...

J. Robert Scott, Inc.

Chapter 11

have rejected its lease and must vacate its business premises immediately. Debtor's motion to use cash collateral has been denied. Convert case to chapter 7. Chapter 7 trustee can request that case be dismissed if he or she thinks that would be more appropriate.

Final Ruling for September 12, 2019:

Continue hearing to September 26, 2019 at 2:00 p.m.

Tentative Ruling for September 26, 2019:

Is debtor current on its post-petition taxes? Post-petition insurance payments? Post-petition rents for premises other than New York lease? What kinds of post-petition expenses are included within the \$105,000 of post petition accounts receivable that have not been paid, according to the August 2019 operating report? Pages 15 and 16 of the August operating report refer to \$414,593 that includes ""funds owed to Cash Advance Lenders." To what does this refer?

Hearing required.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, September 26, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#201.00 Emergency Motion of Debtor and Debtor In Possession for an Order:

- (1) Authorizing Use of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling a Final Hearing on Permanent Use of Cash Collateral
- (4) After Hearing, Authorizing Permanent Use of Cash Collateral

fr. 9-12-19

Docket 144

Courtroom Deputy:

9/17/19 - Elizabeth Ruocco, (212)504-6068, has been approved for telephonic appearance on 9/26/19 @ 2pm

Tentative Ruling:

Tentative Ruling for September 12, 2019:

When debtor contacted chambers last week to request hearing on an emergency basis, counsel was instructed to file the motion and give notice last Friday, September 6. Instead, debtor filed motion and gave notice on Tuesday, September 10. Proof of service attached to notice of hearing represents that a chambers copy was personally delivered to Judge Bluebond's chambers on September 10, 2019, but that did not occur. As of 12:30 p.m. on September 11, 2019, judge still has not received a copy of the relevant papers.

Deny motion based on lack of sufficient notice. Court denied use of cash collateral in response to last motion as record could not establish that creditors with an interest in cash collateral were adequately protected. Debtor claims that there were improper chargebacks by credit card companies, but are these chargebacks actually improper or are they permitted recoupments?

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Thursday, September 26, 2019

Hearing Room 1539

2:00 PM

CONT...

J. Robert Scott, Inc.

Chapter 11

Did sale of principal's home close on September 11? Has debtor vacated the business premises that were the subject of the lease that was deemed rejected? If not, why not?

Final Ruling for September 12, 2019:

Authorize debtor to use cash collateral on an interim basis between September 12, 2019 and the date of final hearing solely for operating expenses in amounts not to exceed those set forth on the budget, plus a 15% variance. Total (including variance) cannot exceed \$92,500 for this period. Debtor should serve notice of continued hearing by September 13, 2019. Set final hearing for September 26, 2019 at 2:00 p.m. Oppositions will be due by noon on September 24, 2019. Any supplemental papers from the debtor must be filed and served by September 23, 2019. Debtor's papers should include report on actual expenditures pursuant to this order.

Tentative Ruling for September 26, 2019:

Does the attachment to the debtor's September 23, 2019 filing represent accrued expenses or amounts actually paid? If the latter, it appears that the debtor has spent more cash than it was entitled to spend pursuant to the Court's prior order. Is this correct?

Hearing required.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
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Thursday, September 26, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#202.00 Scheduling and Case Management Conference in a Chapter 11 Case

FR. 5-29-19, 8-28-19(advanced), 8-27-19, 9-12-19

Docket 1

Courtroom Deputy:

9/17/19 - Elizabeth Ruocco, (212)504-6068, has been approved for telephonic appearance on 9/26/19 @ 2pm

Tentative Ruling:

How has the debtor been doing with regard to meeting its projections? Are quotes converting to orders at the rate the debtor had anticipated? Has debtor succeeded in operating in accordance with its cash collateral budget or have there been significant variances? If so, in what areas?

Hearing required.

6/6/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 28, 2019 at 11:00 a.m.
L/D to file updated status report -- August 16, 2019
L/D to serve notice of bar date -- June 7, 2019
Bar date -- August 9, 2019

Tentative Ruling for August 27, 2019:

Where is the status report that debtor was to have filed by August 16, 2019? Based on US Trustee's status report, issue OSC why case should not be dismissed or converted. Set expedited hearing on OSC.

Tentative Ruling for September 12, 2019:

Take case status conference off calendar due to conversion of case to chapter 7.

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Thursday, September 26, 2019

Hearing Room 1539

2:00 PM

CONT... J. Robert Scott, Inc.

Chapter 11

Tentative Ruling for September 26, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 7044 Los Tilos Road, Los Angeles, CA 90068

MOVANT: CENLAR FSB AS SERVICER FOR MORGAN STANLEY PRIVATE BANK, NATIONAL ASSOCIATION

Docket 128

Courtroom Deputy:

9/25/19 - R. Gibson Pagter, (714)541-6072x 221, has been approved for telephonic appearance on 10/1/19 @ 10am

9/27/19 - Merdaud Jafarnia, (619)955-1961 x 1521, has been approved for telephonic appearance on 10/1/19 @ 10am

Tentative Ruling:

The motion is too cute by half. The valuation from the debtor's schedules of \$75,000 is obviously inaccurate. Perhaps this was the debtor's estimate of the net equity value. The real property, even if entirely unimproved, would be significantly more than that in 90068 and no lender would have advanced more than \$2,000,000 in connection with a piece of property worth \$75,000.

The response includes a valuation figure that is arguably admissible as an admission by a party opponent, in that movant is acting on behalf of Morgan Stanley Private Bank and the admission is by an agent of Morgan Stanley Private Bank. According to Ms. Hernandez, Morgan Stanley values the property at \$4.3 million.

At this value, there is a large equity cushion sufficient to provide adequate protection and the estate has equity in the property. There is no evidence that the property is declining in value. Therefore, motion should be denied.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

Cenlar FSB as servicer for Morgan

Represented By
Merdaud Jafarnia

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-12504 Edward J. Herzstock

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 Land Rover RR Sport VIN #SALWR2EF2EA312825

MOVANT: JPMORGAN CHASE BANK, NA

Docket 23

Courtroom Deputy:

9/25/19 - Gilbert Yabes, (714)285-2665, has been approved for telephonic appearance on 10/1/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Edward J. Herzstock

Represented By
J.D. Cuzzolina

Movant(s):

JPMORGAN CHASE BANK, N.A.

Represented By
Gilbert R Yabes

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-14544 PATRICIA MARIE OROZCO

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 39236 Dunbar Street, Palmdale, CA 93551

MOVANT: NATIONSTAR MORTGAGE, LLC. dba MR. COOPER

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion. At the present time, it appears that there is equity in the property and that the amount of that equity is sufficient to provide adequate protection.

Party Information

Debtor(s):

PATRICIA MARIE OROZCO

Represented By
Chellei G Jimenez

Movant(s):

Nationstar Mortgage LLC d/b/a Mr.

Represented By
Dane W Exnowski

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-15939 Imelda Sabillo Garcia-Fernandez

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: Property known as 3033 Blakeman Ave., Rowland Heights, CA 91748-4814

MOVANT: WILMINGTON TRUST, NATIONAL ASSOCIATION

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Imelda Sabillo Garcia-Fernandez

Represented By
Emilia N McAfee

Movant(s):

Wilmington Trust, National

Represented By
Merdaud Jafarnia
Cassandra J Richey

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-16993 Bradley M. Bronson

Chapter 7

#5.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM re: Candido Cabrera v. BMM, Inc. et al; Docket Number 18STCV05154; Los Angeles Superior Court

MOVANT: CANDIDO CABRERA

Docket 15

***** VACATED *** REASON: MATTER TO BE HEARD AT 2PM - SEE
CALENDAR NO. 218.1**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has filed motion to dismiss 523(a)(6) action that is on calendar for 2:00 p.m. on October 1, 2019. Continue this hearing to 2:00 p.m. to be heard after motion to dismiss. APPEARANCES WAIVED ON 10:00 A.M. CALENDAR.

Court cannot resolve this motion until it knows whether or not the 523(a)(6) action will be permitted to proceed. If there is a viable 523(a)(6) action, as movant seeks to litigate against parties other than the debtor as well, it would be more efficient to grant this motion and hold the nondischargeability action in abeyance pending the outcome of the state court action. If the court determines that the movant cannot state a nondischargeable claim, there would be no reason to permit the action to proceed in state court against the debtor (unless there might be available insurance proceeds, but it is worthy of note that it seems unlikely that movant's claim could be both nondischargeable in nature and covered by insurance as it is against public policy to insure claims based on willful misconduct).

Revisit status of this motion after conclusion of hearing on motion to dismiss at 2:00 p.m.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

CONT... Bradley M. Bronson

Chapter 7

Debtor(s):

Bradley M. Bronson

Represented By
J. Bennett Friedman

Movant(s):

Candido Cabrera

Represented By
Gregory M Salvato

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-17894 Rickey Trenell Jackson, Jr

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1423 East Mauretania Street, Wilmington, CA 90744

MOVANT: MILL CITY MORTGAGE LOAN TRUST 2017-1, WILMINGTON SAVINGS FUND SOCIETY, DBA CHRISTIANA TRUST AS TRUSTEE

fr. 9-10-19

Docket 13

Courtroom Deputy:

9/25/19 - Daniel Fujimoto, (949)480-1601, has been approved for telephonic appearance on 10/1/19 @ 10am.

Tentative Ruling:

Tentative Ruling for September 10, 2019:

Court is confused. If movant is willing to enter into a loan modification with debtor, it will do so (and may want relief from stay to do so in any event). If movant is unwilling to enter into a loan modification, deferring the grant of relief from stay will not result in a loan modification. Debtor suggests, in the alternative, an adequate protection order, but does not offer any adequate protection. Is debtor proposing to make payments to movant during the 60-day period?

Hearing required.

Final Ruling for September 10, 2019:

Court continued hearing to October 1, 2019 at 10:00 a.m. at the parties' request to give them an opportunity to negotiate an adequate protection order.

Tentative Ruling for October 1, 2019:

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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

CONT... Rickey Trenell Jackson, Jr

Chapter 7

What, if anything, has transpired since the September 10 hearing?

Party Information

Debtor(s):

Rickey Trenell Jackson Jr

Represented By
Brian J Soo-Hoo

Movant(s):

Mill City Mortgage Loan Trust 2017

Represented By
Daniel K Fujimoto
Caren J Castle

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-18727 Joseph Jesus Orosco

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 DODGE CHARGER VIN 2C3CDXHG1GH247291

MOVANT: SANTANDER CONSUMER USA, INC. DBA CHRYSLER CAPITAL AS SERVICER FOR CCAP AUTO LEASE LTD.

Docket 9

Courtroom Deputy:

9/23/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 10/1/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Joseph Jesus Orosco

Represented By
David Lozano

Movant(s):

Santander Consumer USA Inc. dba

Represented By
Jennifer H Wang

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-19058 Scott Thomas Moore and Theresa Gail Ebilane-Moore

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 FORD EXPLORER VIN 1FM5K7D81JGB56593

MOVANT: FORD MOTOR CREDIT COMPANY, LLC.

Docket 9

Courtroom Deputy:

9/23/19 - Jennifer Wang, (714)431-1058, has been approved for telephonic appearance on 10/1/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Scott Thomas Moore

Represented By
Misty A Perry Isaacson

Joint Debtor(s):

Theresa Gail Ebilane-Moore

Represented By
Misty A Perry Isaacson

Movant(s):

Ford Motor Credit Company LLC

Represented By
Jennifer H Wang

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-19058 Scott Thomas Moore and Theresa Gail Ebilane-Moore

Chapter 7

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017FORDTRANSIT CONNECT VIN NM0LS7F71H1324856

MOVANT: FORD MOTOR CREDIT COMPANY, LLC.

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Scott Thomas Moore

Represented By
Misty A Perry Isaacson

Joint Debtor(s):

Theresa Gail Ebilane-Moore

Represented By
Misty A Perry Isaacson

Movant(s):

Ford Motor Credit Company LLC

Represented By
Jennifer H Wang

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-19471 VEPEL 6 LLC

Chapter 7

#10.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6000 Carlton Way, Los Angeles, CA 90028

MOVANT: CIVIC VENTURES, LLC.

Docket 26

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor served its opposition on the court by US Mail on September 27 for an October 1 hearing. Court manual requires that papers served on judge less than 14 days before a hearing be served by overnight mail or personal delivery. Moreover, opposition was due 14 days before the hearing and is late-filed.

Motion does not contain admissible evidence of value or any evidence that this property is declining in value. Although it appears that affiliates of the debtor have engaged in a variety of activities in bad faith, other than the prepetition transfer, are there any facts that establish bad faith in this case? Motion will not be decided based on character evidence.

Deny motion without prejudice.

Party Information

Debtor(s):

VEPEL 6 LLC

Represented By
Thomas B Ure

Movant(s):

Civic Ventures, LLC, attorney-in-

Represented By
Amelia B. Valenzuela

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

CONT... VEPEL 6 LLC

Chapter 7

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-20101 Abbie L Muecke

Chapter 7

#11.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 HONDA CIVIC, VIN: 2HGF B2F5 2FH5 61857 .

MOVANT: AMERICAN HONDA FINANCE CORPORATION

Docket 8

Courtroom Deputy:

9/23/19 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 10/1/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Abbie L Muecke

Represented By
Paul Y Lee

Movant(s):

AMERICAN HONDA FINANCE

Represented By
Vincent V Frounjian

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-20310 Ricardo Garcia and Maria Eugenia Garcia

Chapter 7

#12.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 HONDA TRX450R, VIN: JH2T E320 XEK5 00568

MOVANT: AMERICAN HONDA FINANCE CORPORATION

Docket 8

Courtroom Deputy:

9/23/19 - Vincent Frounjian, (818)859-7511, has been approved for telephonic appearance on 10/1/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Ricardo Garcia

Represented By
David H Chung

Joint Debtor(s):

Maria Eugenia Garcia

Represented By
David H Chung

Movant(s):

AMERICAN HONDA FINANCE

Represented By
Vincent V Frounjian

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 11

#13.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6037 Romaine Street, Los Angeles, CA 90038

MOVANT: HMC ASSETS, LLC

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion pursuant to Bankruptcy Code section 362(d)(1) for cause, including a lack of adequate protection, without waiver of Rule 4001(a)(3), based on debtor's having been cited for leaving the property vacant and open to the public.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

HMC Assets, LLC, solely in its

Represented By
Amelia B. Valenzuela

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 11

#14.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 4207, 4207 1/2, & 4209 Sunset Drive, Los Angeles, CA 90027

MOVANT: CIVIC VENTURES, LLC

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

There is no admissible evidence of value. There is no evidence that the property is declining in value. The only code violations (lack of permits) that relate to this particular property show that the issue was "closed" 10 years ago. Deny motion without prejudice.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

Civic Ventures, LLC, attorney-in-

Represented By
Amelia B. Valenzuela

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 11

#15.00 Secured Creditors HMC Assets, LLC and Civic Ventures, LLC's Motion to Dismiss Debtor's Bankruptcy Case, or in the alternative Motion to Convert Case From Chapter 11 to 7 or in the alternative Motion to Appoint Trustee Chapter 11

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Opposition is late-filed and will not be considered. Newspaper articles are not admissible evidence as to the truth of the matter asserted, but court takes judicial notice of the various proceedings that have been filed with regard to entities owned by the same principal and the fact that receivers have been appointed with regard to properties owned by affiliates due to failure of debtor's to properly manage the properties. Appoint chapter 11 trustee, as, on this record, there is cause to believe that the debtor lacks the willingness or the ability to operate and maintain real property in a manner that is in the best interest of creditors and the estate and in the public interest.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

Amelia Valenzuela

Represented By
Amelia B. Valenzuela

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

10:00 AM

2:19-20044 Mayra Vanessa Chavez

Chapter 7

#16.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 8069 Carlyle Drive, Riverside, CA 92509

MOVANT: 2005 RESIDENTIAL TRUST 3-2 BY WILMINGTON SAVINGS FUND SOCIETY, FSB DBA CHRISTINA TRUST AS TRUSTEE

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Mayra Vanessa Chavez

Represented By
Glenn Ward Calsada

Movant(s):

2005 Residential Trust 3-2 by

Represented By
Daniel I Singer

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:19-01173 Krasnoff, Chapter 7 Trustee v. Sahni et al

#200.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Brad D. Krasnoff, Chapter 7 Trustee against Ranbir S Sahni,
Totalis Energy, LLC

fr. 8-27-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/5/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/29/19 -- Court approved stipulation continuing deadline to respond to complaint to August 19, 2019 and continuing status conference to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

8/19/19 -- Court approved stipulation continuing deadline to respond to complaint to September 18, 2019 and continuing status conference to November 5, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 1, 2019.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Ranbir S Sahni

Pro Se

Totalis Energy, LLC

Pro Se

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Plaintiff(s):

Brad D. Krasnoff, Chapter 7 Trustee

Represented By
Aaron E de Leest

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
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Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:17-25226 RYAN ROUNTREE

Chapter 7

Adv#: 2:18-01058 CALIFORNIA CAPITAL INSURANCE CO. v. ROUNTREE et al

#201.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by California Capital Insurance Co. against Ryan Rountree, Danielle Rountree

fr. 5-8-18, 6-5-18, 9-11-18, 12-4-18, 3-5-19, 4-9-19, 7-2-19

Docket 1

Courtroom Deputy:

10/1/19 - Michael Kwasigroch, (805)522-1800, has been approved for telephonic appearance on 10/11/19 @ 2pm

Tentative Ruling:

Parties should not use "all caps" in future status reports. It is difficult and unpleasant to read.

Continue status conference for approximately 90 days. Order parties to complete a day of mediation prior to the date of the continued status conference.

Final Ruling for June 5, 2018:

Continue status conference to September 11, 2018 at 2:00 p.m. Parties should file joint status report not later than August 28, 2018. Parties are to complete a day of mediation by September 11, 2018 and should lodge an order appointing a mediator not later than June 29, 2018. Plaintiff is to lodge a scheduling order with these dates.

Tentative Ruling for September 11, 2018:

Impose sanctions on counsel for plaintiff of \$150 for failing to lodge scheduling order in a timely manner or at all. Court would have imposed additional sanctions for failing to lodge an order appointing a mediator, but it

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CONT... RYAN ROUNTREE

Chapter 7

appears that the mediator was willing to proceed without an order employing him, as the mediator filed a certificate of completion, stating that the parties attended a mediation on July 16, 2017. Inexplicably, that order refers to an order appointing the mediator dated June 13, 2018, but there is no such order on the docket. Perhaps plaintiff would have had more success in getting defendant to cooperate in the preparation of a joint status report had there been a written order of the court directing the defendant to participate in the preparation of such a report, as there would have been had plaintiff lodged such an order as directed by the court.

Why did plaintiff file both docket no. 17 (a unilateral status report on Form 7016-1.STATUS.REPORT) and docket no. 20 (a unilateral status report on pleading paper)? Is there any difference between the contents of the two documents?

Why didn't defendant participate in the preparation of a joint status report? Why haven't the parties met and conferred? Why hasn't plaintiff been able to notice defendant's deposition?

Hearing required.

9/12/18 -- Court signed scheduling order setting following dates:

Cont'd status conference -- December 4, 2018 at 2
L/D to file joint status report -- November 20, 2018
Discovery cutoff -- November 30, 2018

Tentative Ruling for December 4, 2018:

Impose sanctions of \$150 on counsel for defendant for failing to participate in the preparation of a joint status report. (Plaintiff's counsel should use the court form for status reports in the future.) Issue OSC why defendant's answer should not be stricken and plaintiff permitted to proceed by way of default based on failure of defense counsel to meet and confer and participate in discussions concerning the scheduling of discovery. Defense counsel needs to respond to communications from plaintiff's counsel. Extend

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CONT...

RYAN ROUNTREE

Chapter 7

discovery cutoff by approximately 90 days and continue status conference to approximately same time frame.

12/11/18 -- Court issued order imposing sanctions of \$150 on defendant's counsel for failing to review local rules and therefore being unaware that obligation to cause a joint status report to be filed is a joint obligation and making no effort to contact plaintiff's counsel in a timely manner to prepare or discuss preparation of joint status report. Court extended discovery cutoff to February 28, 2019 and set deadline for filing pretrial motions of January 15, 2019. (Any such motions should be set for hearing not later than March 5, 2019.) Court waived requirement of joint status report for March 5 status conference only.

Tentative Ruling for March 5, 2019:

No pretrial motions have been filed and scheduled for March 5. Have parties now completed discovery? If so, set date for pretrial conference and deadline for lodging joint pretrial order. Is this an appropriate matter to be sent to mediator? If not, why not? Hearing required.

Final Ruling for March 5, 2019:

Continue status conference to April 9, 2019 at 2:00 p.m. Defendant will file and serve by March 11, 2019 motion to extend discovery cutoff to permit defendant to depose Mr. Fiorelli and set motion for hearing on April 9, 2019 at 2:00 p.m. Motion should include discussion of why this motion was brought so long after expiration of discovery cutoff.

Tentative Ruling for April 9, 2019:

Revisit status of action after conclusion of hearing on motion to extend discovery cutoff.

Tentative Ruling for July 2, 2019:

Impose sanctions of \$150 on counsel for plaintiff for failing to lodge scheduling order (the one setting deadline for filing pretrial motions) as

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CONT... **RYAN ROUNTREE** **Chapter 7**

directed by the Court at April 9 hearing. Impose additional sanctions of \$150 on counsel for each party for failing to file joint status report in a timely manner.

Final Ruling from July 2, 2019:

Parties report that they have settled the case. Continue hearing to October 1, 2019 at 2:00 p.m. to give the parties an opportunity to document the settlement.

Tentative Ruling for October 1, 2019:

What is the status of this matter? There is no status report. Court has not seen settlement agreement. What has happened since the last status conference? Hearing required.

Party Information

Debtor(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

Defendant(s):

RYAN ROUNTREE

Represented By
Michael D Kwasigroch

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Joint Debtor(s):

DANNIELLE ROUNTREE

Represented By
Michael D Kwasigroch

Plaintiff(s):

CALIFORNIA CAPITAL

Represented By
Bruce N Graham

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CONT... RYAN ROUNTREE

Chapter 7

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:18-17826 Dante Lorenzo Venegas

Chapter 7

Adv#: 2:18-01462 Venegas v. Educational Credit Management Corporation, a non-p

#202.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Dante Lorenzo Venegas against Navient Solutions, LLC a Delaware limited liability company

fr. 2-26-19, 4-9-19, 7-2-19

Docket 1

Courtroom Deputy:

9/17/19 - Scott Schiff, (310)276-2026, has been approved for telephonic appearance on 10/1/19 @ 2pm

Tentative Ruling:

2/1/19 -- Court approved stipulation continuing status conference to April 9, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 26, 2019.

3/21/19 -- Court approved stipulation dismissing Navient and adding ECMC. ECMC has to and including 10 days after entry of order to respond to complaint.

Tentative Ruling for April 9, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties should file updated joint status report not later than 14 days prior to continued status conference date.

Tentative Ruling for July 2, 2019:

Continue status conference to October 1, 2019 at 2:00 p.m. Parties should file updated joint status report not later than 14 days prior to continued status conference date. APPEARANCES WAIVED ON JULY 2, 2019.

Tentative Ruling for October 1, 2019:

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CONT... Dante Lorenzo Venegas

Chapter 7

Why don't the parties want this matter sent to mediation? Hearing required.

Party Information

Debtor(s):

Dante Lorenzo Venegas

Pro Se

Defendant(s):

Educational Credit Management

Represented By
Scott A Schiff

Plaintiff(s):

Dante Lorenzo Venegas

Represented By
C John M Melissinos
Keith Patrick Banner

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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2:00 PM

2:18-21265 Jaime Garcia

Chapter 7

Adv#: 2:18-01469 Garibay v. Garcia et al

#203.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury))(65 (Dischargeability - other)) Complaint by Olivia Garibay against Jaime Garcia , Does 1 through 20, inclusive

FR. 3-5-19, 6-11-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 5, 2019:

Two status reports were filed. Court did not receive either. The first, filed February 25, 2019, which bears a signature date of February 25, 2019 is a unilateral report from the debtor. The proof of service attached to that report, signed under penalty of perjury by Marvin Jarrett Mann says that it was served by personal delivery, overnight mail, facsimile transmission or email (but doesn't specify which) on **January 22, 2019**. This must be a false statement as the document did not even exist as of that date. (It also says that it was served through the court's NEF system on other parties in interest on January 21, 2019.) This is false as well. The document was not filed until February 25 and therefore could not have been served on that date by NEF.

Sanction counsel for defendant \$150 for filing false proofs of service. Court needs to be able to rely on the accuracy of these documents. Counsel should ensure that his staff uses more care in preparing these documents.

Second status report, filed February 27, 2019, appears to be a joint status report, in that it has information completed on both sides of the form, but has only an electronic signature from counsel for plaintiff. The proof of service attached to that document does not show the date on which a copy was provided to the court. Court ended up printing BOTH status reports. This is

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CONT...

Jaime Garcia

Chapter 7

not acceptable. Parties need to file a JOINT status report two weeks before the status conference and serve a copy to the court not less than 14 days before the status conference.

Why does defendant's status report say, "Summons issued 12/18, thereby requiring trial in two months"? Plaintiff's status report says approximately the same thing. Under what theory do the parties believe that trial is required within two months after the issuance of a summons?

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

3/26/19 -- Court approved order appointing mediators.

Final Ruling for March 5, 2019:

Continue status conference to June 11, 2019 at 2:00 p.m. Parties should file joint status report by May 28, 2019. Parties are to lodge an order appointing mediators by March 22, 2019 and complete a day of mediation by June 11, 2019. Court will impose sanctions of \$150 on counsel for defendant for using a false proof of service and an additional \$150 for failing to attend status conference. Court will prepare scheduling and sanction order.

Tentative Ruling for June 11, 2019:

Parties completed a day of mediation but are asking to return to mediation, using the alternate mediator. Set discovery cutoff in late October, 2019, continue status conference for approximately 90 to 120 days and order parties to complete another day of mediation.

Final Ruling for June 11, 2019:

Set discovery cutoff of October 31, 2019. Continue status conference to October 1, 2019 at 2:00 p.m. Parties shall file joint status report by September 17, 2019. Extend deadline to complete mediation to October 1, 2019. Plaintiff should lodge scheduling order with these dates.

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CONT... Jaime Garcia

Chapter 7

Tentative Ruling for October 1, 2019:

Impose sanctions on counsel for plaintiff of \$150 for failing to lodge scheduling order. Impose sanctions of \$150 on counsel for each of the parties for failing to file a joint status report in a timely manner. Have the parties now completed mediation? Are they on track to complete discovery by October 31, 2019? Hearing required.

Party Information

Debtor(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Defendant(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Does 1 through 20, inclusive

Pro Se

Plaintiff(s):

Olivia Garibay

Represented By
Kaveh Elihu
Daniel Friedman

Trustee(s):

Sam S Leslie (TR)

Pro Se

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2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01022 Avery v. Beverly Hills Bestfields Investments, Inc. et al

#204.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)) Complaint by Wesley H Avery against Beverly Hills Bestfields Investments, Inc., Benjamin An, Corbel Architects, Inc., Accu-Test Structural Laboratories, Inc., Thomas Kim, King Star Security Patrol, Inc.

fr. 4-2-19, 7-2-19

Docket 1

Courtroom Deputy:

4/24/19 - Notice of dismissal filed for Benjamin An, Corbel Architects, Inc. and King Star Security Patrol, Inc.

9/23/19 - Nami Kang, (310)785-0885, has been approved for telephonic appearance on 10/1/19 @ 2pm.

9/25/19 - Varand Gourjian, (818)956-0100, has been approved for telephonic appearance on 10/1/19 @ 2pm.

Tentative Ruling:

3/5/19 -- Court approved stipulation continuing defendant's deadline to respond to complaint to March 13, 2019.

Tentative Ruling for April 2, 2019:

Is it appropriate for the trustee to have sued all of these lienholders in a single adversary proceeding? Would it have been more appropriate for separate adversary proceedings to be brought against these defendants?

None of the parties have asked that the matter be sent to mediation. What needs to happen before it would be appropriate to send this matter to mediation?

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CONT... **Bricks Hospitality Group, L.L.C.**

Chapter 7

Hearing required.

Final Ruling for April 2, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties shall file joint status report not later than June 18, 2019. Trustee will dismiss his claims against the answering defendants (other than Beverly Hills Bestfields Investments, Inc.) without prejudice and file new adversary proceedings against these three separately.

4/24/19 -- Trustee filed notice of dismissal of defendants Benjamin An, Corbel Architects, Inc. and King Star Security Patrol, Inc.

Tentative Ruling for July 2, 2019:

Why don't the parties want this matter sent to mediation? Hearing required.

Tentative Ruling for October 1, 2019:

Set discovery cutoff for sometime in January 2020 and continue status conference to approximately same time frame.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.	Represented By Victor A Sahn
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Defendant(s):

Beverly Hills Bestfields	Represented By Nami Kang
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Accu-Test Structural Laboratories,	Pro Se
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Thomas Kim, dba Global	Pro Se
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Plaintiff(s):

Wesley H Avery	Represented By
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CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#205.00 Motion for Default Judgment against Ki Y. Jang

Docket 20

Courtroom Deputy:

9/25/19 - Varand Gourjian, (818)956-0100, has been approved for telephonic appearance on 10/1/19 @ 2pm.

Tentative Ruling:

Motion reflects that this is an action to determine the validity and extent of a lien. This is not accurate. This is an action to enable the trustee to sell the entirety of a piece of property in which the estate owns only a fractional interest.

Hearing required.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Bon Koo Kim

Pro Se

Youngsook Kim

Pro Se

Ki Y Jang

Pro Se

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By

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CONT...

Bricks Hospitality Group, L.L.C.

Varand Gourjian

Chapter 7

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2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#206.00 Status Conference re: 31 (Approval of sale of property of estate and of a co-owner - 363(h)) Complaint by Wesley H Avery against Bon Koo Kim, Youngsook Kim, Ki Y Jang

fr. 4-2-19, 7-2-19

Docket 1

Courtroom Deputy:

9/25/19 - Varand Gourjian, (818)956-0100, has been approved for telephonic appearance on 10/1/19 @ 2pm.

Tentative Ruling:

Tentative Ruling for April 2, 2019:

In status report, trustee states that he has agreed to extend the deadline for Bon Koo Kim and Youngsook Kim to respond to the complaint until April 10, 2019. Court approval is required for such an extension. Trustee should either file a stipulation to this effect and upload order or at least upload a form of order to memorialize this extension.

Can this matter be adjudicated before the adversary proceeding on calendar as number 209 has been resolved, at least in part? How can the court determine whether there is any equity in the property and therefore whether there is any point in authorizing a sale of the property until it has determined whether any of the liens the trustee has challenged are avoidable?

Hearing required.

Final Ruling for April 2, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties shall file joint status report not later than June 18, 2019.

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CONT... **Bricks Hospitality Group, L.L.C.**

Chapter 7

Tentative Ruling for July 2, 2019:

Trustee filed a unilateral status report. Where is the declaration that the local rules require accompany a unilateral status report?

What, if anything, is left of this action? There is a stipulation for the entry of judgment, reciting that the two defendants stipulating to judgment are the two remaining defendants. Why doesn't the status report say anything about the defaults or the stipulation? In other words, the status report does not contain any information actually relevant to the status of this action. This is problematic. Hearing required.

Tentative Ruling for October 1, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Bon Koo Kim

Pro Se

Youngsook Kim

Pro Se

Ki Y Jang

Pro Se

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01116 Avery v. An

#207.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(91 (Declaratory judgment))Complaint by Wesley H Avery against Steven J Barkin

fr. 7-2-19

Docket 1

Courtroom Deputy:

9/25/19 - Varand Gourjian, (818)956-0100, has been approved for telephonic appearance on 10/1/19 @ 2pm.

Tentative Ruling:

Tentative Ruling for July 2, 2019:

Continue status conference approximately 90 to 120 days. Order parties to complete a day of mediation prior to date of continued status conference.

Tentative Ruling for October 1, 2019:

Status report was late-filed. Set discovery cutoff for late December 2019 and status conference for shortly thereafter.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Benjamin An

Represented By
Steven J Barkin

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CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01117 Avery v. Corbel Architects, Inc.

#208.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property),(91 (Declaratory judgment)) Complaint by Wesley H Avery against Corbel Architects, Inc.

Docket 1

Courtroom Deputy:

9/25/19 - Varand Gourjian, (818)956-0100, has been approved for telephonic appearance on 10/1/19 @ 2pm.

Tentative Ruling:

Continue status conference approximately 90 to 120 days.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Corbel Architects, Inc.

Represented By
Matthew A Lesnick

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01118 Avery v. King Star Security Patrol, Inc.

#209.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property),(91 (Declaratory judgment)) Complaint by Wesley H Avery against King Star Security Patrol, Inc.

fr. 7-2-19

Docket 1

Courtroom Deputy:

9/25/19 - Varand Gourjian, (818)956-0100, has been approved for telephonic appearance on 10/1/19 @ 2pm.

Tentative Ruling:

Status report was late-filed. Continue status conference approximately 90 to 120 days.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

King Star Security Patrol, Inc.

Represented By
Baird A Brown

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

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2:19-14387 Richard L. Ashbee

Chapter 7

Adv#: 2:19-01231 Dagawa Trading LLC v. Ashbee

#210.00 Defendant's Motion to Dismiss Adversary Proceeding

Docket 18

***** VACATED *** REASON: 9/17/19 - ORDER ENTERED DENYING
MOTION AS MOOT**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/17/19 -- Court approved order denying motion as moot due to stipulation to permit plaintiff to file amended complaint. OFF CALENDAR.

Party Information

Debtor(s):

Richard L. Ashbee

Represented By
Michael E Plotkin

Defendant(s):

Richard Laurence Ashbee

Represented By
Ronald N Richards

Plaintiff(s):

Dagawa Trading LLC

Represented By
Shanen R Prout

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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2:19-14387 Richard L. Ashbee

Chapter 7

Adv#: 2:19-01231 Dagawa Trading LLC v. Ashbee

#211.00 Status Conference re: 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)) Complaint by Dagawa Trading LLC against Richard Laurence Ashbee

fr. 9-17-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/12/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/16/19 -- Court approved stipulation continuing status conference to October 1, 2019 at 2:00 p.m. and continuing defendant's response date to September 2, 2019. OFF CALENDAR FOR SEPTEMBER 17, 2019.

9/17/19 -- Court approved stipulation continuing status conference to November 12, 2019 at 2:00 p.m., setting deadline of October 11, 2019 for defendant to file response to amended complaint. OFF CALENDAR FOR OCTOBER 1, 2019.

Party Information

Debtor(s):

Richard L. Ashbee

Represented By
Michael E Plotkin

Defendant(s):

Richard Laurence Ashbee

Pro Se

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CONT... Richard L. Ashbee

Chapter 7

Plaintiff(s):

Dagawa Trading LLC

Represented By
Shanen R Prout

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

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2:00 PM

2:19-14387 Richard L. Ashbee

Chapter 7

Adv#: 2:19-01235 Albertini v. Ashbee et al

#212.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Dante Albertini against Richard L. Ashbee , Diane Ashbee , does 1
through 25, inclusive

Docket 1

***** VACATED *** REASON: 9/11/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. COURT GRANTED MOTION DISMISSING ACTION
WITH PREJUDICE.

Party Information

Debtor(s):

Richard L. Ashbee

Represented By
Michael E Plotkin

Defendant(s):

Richard L. Ashbee

Pro Se

Diane Ashbee

Pro Se

Does 1 through 25, inclusive,

Pro Se

Plaintiff(s):

Dante Albertini

Represented By
Minh Hieu Thi Luong

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01240 Guirguis v. Carlsen et al

#213.00 Status Conference re: Notice of Removal of Lawsuit Pending in State Court to Bankruptcy Court

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

This action, although removed, remains stayed. Is there any separate existence to the nondebtor defendants? If not, in light of the fact that a nondischargeability action has been filed, is there any reason to maintain a separate action here? The case is in chapter 7. Plaintiff can simply file a proof of claim (if there are any assets in the estate) for any claims that are dischargeable.

Hearing required.

Party Information

Debtor(s):

Rachel Louise Carlsen	Pro Se
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Defendant(s):

Rachel L Carlsen	Pro Se
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Carlsen Financial, Inc.	Pro Se
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Carlsen Financial, LLP	Pro Se
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Plaintiff(s):

Mark Guirguis	Represented By
	Candice Bryner
	Candice Bryner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen

Chapter 7

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-14781 Albert Kirakosyan

Chapter 7

Adv#: 2:19-01246 Bankers Small Business Community Development Corp v. Kirakosyan et al

#214.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)); (67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) Complaint by Bankers Small Business Community Development Corporation of California against Albert Kirakosyan

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/3/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference to December 3, 2019 at 2:00 p.m. Parties should file an updated status report not later than November 19, 2019.
APPEARANCES WAIVED ON OCTOBER 1, 2019.

Party Information

Debtor(s):

Albert Kirakosyan

Represented By
Aidan Butler

Defendant(s):

Albert Kirakosyan

Pro Se

DOES 1 through 10, inclusive

Pro Se

Plaintiff(s):

Bankers Small Business Community

Represented By
Jillian A Benbow

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-14781 Albert Kirakosyan

Chapter 7

Adv#: 2:19-01247 Strategic Funding Source, Inc. v. Kirakosyan

#215.00 Status Conference re: 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))
Complaint by Strategic Funding Source, Inc. against Albert Kirakosyan.

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/3/19 @2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/20/19 -- Court approved stipulation continuing defendant's response date to September 27, 2019 and continuing status conference to December 3, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 1, 2019.

Party Information

Debtor(s):

Albert Kirakosyan

Represented By
Aidan Butler

Defendant(s):

Albert Kirakosyan

Pro Se

Plaintiff(s):

Strategic Funding Source, Inc.

Represented By
Brian T Harvey

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-14877 Eugene Hubbard, Jr.

Chapter 7

Adv#: 2:19-01244 Upstream Capital Investments LLC v. Hubbard, Jr.

#216.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)),(65 (Dischargeability - other)) Complaint by Upstream Capital Investments LLC against Eugene Hubbard Jr.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Strike third claim for relief. Liens aren't discharged in bankruptcy, but a claim does not become nondischargeable simply because a judgment debtor exam order is served. There needs to have been assets to which such a lien attached at that time. If there were such assets at the time, the lien would survive the bankruptcy if the appropriate steps were taken under nonbankruptcy law to create and maintain the perfection of that lien, but the third claim for relief is not properly pled and, frankly, this does not belong in a nondischargeability complaint as debtor is not the correct party with whom to litigate this issue. If there are assets of the estate that plaintiff believes are subject to his lien, plaintiff should contact the trustee to discuss the matter and ascertain whether or not there is a dispute as to the validity of the lien.

Party Information

Debtor(s):

Eugene Hubbard Jr.

Represented By
Vernon R Yancy

Defendant(s):

Eugene Hubbard Jr.

Pro Se

Plaintiff(s):

Upstream Capital Investments LLC

Represented By
Douglas A Crowder

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Eugene Hubbard, Jr.

Chapter 7

Lynda E Jacobs

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-16993 Bradley M. Bronson

Chapter 7

Adv#: 2:19-01242 Cabrera v. Bronson

#217.00 Defendant Bradley Bronsons Motion To Dismiss Adversary Complaint

Docket 6

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

FRBP creates a deadline for a plaintiff to amend without leave of court, not an absolute deadline for amending a complaint. There is no reason for the Court to grant the motion without leave to amend. Grant with leave to amend. Complaint should not attach and incorporate state court complaint. Complaint should contain only contain allegations concerning claims that are nondischargeable under section 523(a)(6). Complaint does not need to plead all evidentiary facts. Plaintiff is not entitled to attorneys' fees in a 523 action.

Party Information

Debtor(s):

Bradley M. Bronson

Represented By
J. Bennett Friedman

Defendant(s):

Bradley M. Bronson

Represented By
J. Bennett Friedman

Plaintiff(s):

Candido Cabrera

Represented By
Gregory M Salvato

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-16993 Bradley M. Bronson

Chapter 7

Adv#: 2:19-01242 Cabrera v. Bronson

#218.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Candido Cabrera, Bradley M. Bronson against Bradley M. Bronson

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for filing amended complaint and deadline for responding to amended complaint.

Party Information

Debtor(s):

Bradley M. Bronson

Represented By
J. Bennett Friedman

Defendant(s):

Bradley M. Bronson

Pro Se

Plaintiff(s):

Candido Cabrera

Represented By
Gregory M Salvato

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-16993 Bradley M. Bronson

Chapter 7

#218.10 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM re: Candido Cabrera v. BMM, Inc. et al; Docket Number 18STCV05154; Los Angeles Superior Court

MOVANT: CANDIDO CABRERA

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has filed motion to dismiss 523(a)(6) action that is on calendar for 2:00 p.m. on October 1, 2019. Continue this hearing to 2:00 p.m. to be heard after motion to dismiss. APPEARANCES WAIVED ON 10:00 A.M. CALENDAR.

Court cannot resolve this motion until it knows whether or not the 523(a)(6) action will be permitted to proceed. If there is a viable 523(a)(6) action, as movant seeks to litigate against parties other than the debtor as well, it would be more efficient to grant this motion and hold the nondischargeability action in abeyance pending the outcome of the state court action. If the court determines that the movant cannot state a nondischargeable claim, there would be no reason to permit the action to proceed in state court against the debtor (unless there might be available insurance proceeds, but it is worthy of note that it seems unlikely that movant's claim could be both nondischargeable in nature and covered by insurance as it is against public policy to insure claims based on willful misconduct).

Revisit status of this motion after conclusion of hearing on motion to dismiss at 2:00 p.m.

Party Information

Debtor(s):

Bradley M. Bronson

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Bradley M. Bronson

J. Bennett Friedman

Chapter 7

Movant(s):

Candido Cabrera

Represented By
Gregory M Salvato

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-18528 Vera Norma Castellanos

Chapter 7

Adv#: 2:19-01237 Vaquerano et al v. Castellanos

#219.00 Motion for Default Judgment against Vera Norma Castellanos

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant. Enter judgment finding that amounts awarded by state court are nondischargeable pursuant to bankruptcy code sections 523(a)(2)(A) and 523(a)(6).

Party Information

Debtor(s):

Vera Norma Castellanos

Represented By
Christopher S Reyes

Defendant(s):

Vera Norma Castellanos

Pro Se

Plaintiff(s):

Maria Vaquerano

Represented By
Shalem Shem-Tov

Jimmy Vaquerano

Represented By
Shalem Shem-Tov

Norma Rivas

Represented By
Shalem Shem-Tov

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:19-18528 Vera Norma Castellanos

Chapter 7

Adv#: 2:19-01237 Vaquerano et al v. Castellanos

#219.10 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) 68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Maria Vaquerano, Jimmy Vaquerano, Norma Rivas against Vera Norma Castellanos

fr. 9-17-19

Docket 1

Courtroom Deputy:

8/28/19 - Default entered against Defendant Vera Norma Castellanos

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Vera Norma Castellanos

Represented By
Christopher S Reyes

Defendant(s):

Vera Norma Castellanos

Pro Se

Plaintiff(s):

Maria Vaquerano

Represented By
Shalem Shem-Tov

Jimmy Vaquerano

Represented By
Shalem Shem-Tov

Norma Rivas

Represented By
Shalem Shem-Tov

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Vera Norma Castellanos

Chapter 7

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01363 NG DIP Liquidating Trust v. Luxury Garage Sale, Inc.

#220.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Luxury Garage Sale, Inc.

fr. 1-8-19, 4-2-19, 4-30-19, 6-11-19, 8-13-19

Docket 1

Courtroom Deputy:

9/25/19 - Todd Arnold, (310)229-1234, has been approved for telephonic appearance on 10/1/19 @ 2pm;

Tentative Ruling:

(Court was not served with copy of complaint.)

At request of plaintiff, continue status conference approximately 90 days. If plaintiff wants to extend deadline for defendant to answer, plaintiff should lodge order extending deadline. Court would like docket to reflect the deadline for responding to complaint.

1/30/19 -- Court signed order continuing response date to March 1, 2019.

3/7/19 -- Court approved stipulation continuing response date to April 1, 2019, and continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/28/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

7/30/19 -- Court approved stipulation continuing hearing to October 1, 2019 at

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
2:00 p.m. OFF CALENDAR FOR AUGUST 13, 2019.

Chapter 11

Tentative Ruling for October 1, 2019:

Discuss with parties whether or not it makes sense to set a discovery cutoff at this juncture or to require parties to complete a mediation, provided the deadline gives the parties sufficient time to attempt a resolution on their own. Hearing required.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Luxury Garage Sale, Inc.

Represented By
Ryan A. Ellis

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01364 NG DIP Liquidating Trust v. Madison Administrative Services, Inc.

#221.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Madison Administrative Services, Inc.

fr. 1-8-19, 4-2-19, 4-30-19, 6-11-19, 8-13-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/3/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

Continue status conference approximately 90 days.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/28/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

8/1/19 -- Court approved stipulation continuing hearing to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 13, 2019.

9/17/19 -- Court approved stipulation continuing hearing to December 3, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 1, 2019.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Madison Administrative Services,

Represented By
Ovsanna Takvoryan

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

Adv#: 2:18-01110 Arroyo Vision Care, LLC v. PA Investment Fund, LLC et al

#222.00 Defendant's PA Investments Funds, LLC, Mehran farhadi and Joseph Ghadir's Motion For Summary Judgment

Docket 72

Courtroom Deputy:

8/20/19 - Notice of unavailability of Counsel filed by Saul Reiss, Fay Pugh from 9/21/19 through 10/29/19

Tentative Ruling:

Grant summary judgment based on lack of subject matter jurisdiction. The Court does not have post-confirmation jurisdiction over the pending adversary proceeding.

The most widely accepted test for post-confirmation "related to" jurisdiction is the "close nexus" test. This test has been expressly adopted by the Third and Ninth Circuits and applied by courts in the Fourth Circuit . Under the close nexus test, a bankruptcy court retains jurisdiction over a proceeding where there is "a close nexus to the bankruptcy plan or proceeding sufficient to uphold bankruptcy court jurisdiction." In re Resorts Int'l, 372 F.3d 154. 166-67 (3d Cir. 2004).

The Ninth Circuit in In re Pegasus Gold Corp. expressly adopted the Third Circuit's close nexus test for postconfirmation jurisdiction. In re Pegasus Gold Corp., 394 F.3d 1189, 1194 (9th Cir. 2005). Applying the close nexus test, the court asserted postconfirmation "related to" jurisdiction over breach of contract, breach of covenant of good faith and fair dealing, and fraud in inducement claims because the claims and remedies could affect the implementation and execution of the plan itself. See also In re Wilshire Courtyard, 459 B.R. 416 (Bankr. 9th Cir. 2011) in which the Ninth Circuit BAP declined to exercise jurisdiction because the post-confirmation matter did not have a demonstrable effect on the debtor or implementation of the plan but instead had an effect only on third parties.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Here, the plan has been confirmed and fully consummated. According to the Trustee, all creditors that were to receive payments under the Plan have been paid. In addition, the Reorganized Debtor confirmed through its counsel at the July 2019 status conference that any recovery obtained in this action will belong to the Reorganized Debtor (and that will not have any impact on the debtor's ability to make payments under the plan as all payments have been made). By the Reorganized Debtor's own admission, the outcome of the adversary has no conceivable effect on the debtor, the estate, implementation of the plan or the distributions that will be available to creditors under the plan.

In the alternative, to the extent that the court could be construed as having subject matter jurisdiction, the court in the exercise of its discretion will abstain from exercising that jurisdiction due to the fact that the outcome of this proceeding does not require an interpretation of bankruptcy law or of any order of this court, arises solely under state law and has no conceivable effect on the administration of this bankruptcy estate or on the distributions that will be available to creditors under the plan.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

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Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Defendant(s):

PA Investment Fund, LLC

Represented By
Saul Reiss

Mehran Farhadi

Represented By
Saul Reiss

Joseph Ghadir

Represented By
Saul Reiss

Raymond Aver

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Plaintiff(s):

Arroyo Vision Care, LLC

Represented By
Chad V Haes
Stella A Havkin
Saul Reiss

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

Adv#: 2:18-01110 Arroyo Vision Care, LLC v. PA Investment Fund, LLC et al

#223.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Arroyo Vision Care, LLC against PA Investment Fund, LLC, Mehran Farhadi, Joseph Ghadir, Raymond Aver

fr. 6-26-18, 8-14-18, 11-6-18, 12-4-18, 2-26-19, 4-9-19, 7-16-19

Docket 1

Courtroom Deputy:

8/20/19 - Notice of unavailability of Counsels filed by Saul Reiss, Fay Pugh from 9/21/19 through 10/29/19

Tentative Ruling:

5/16/18 -- Court approved stipulation extending deadline to respond to complaint to June 4, 2018.

5/30/18 -- Court approved stipulation extending plaintiff's deadline to file amended complaint to June 15, 2018 and defendant's deadline to respond to complaint to July 9, 2018. Status conference continued to August 14, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/26/18 -- Court approved stipulation continuing status conference to November 6, 2018 at 2:00 p.m. OFF CALENDAR FOR AUGUST 14, 2018.

10/4/18 -- Court approved stipulation continuing hearing to December 4, 2018 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/11/18 -- Court entered order granting motion to dismiss with regard to breach of contract and fraud claims with leave to amend and denying balance of motion. Amended complaint will be due January 8, 2019. Responses will

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

be due January 29, 2019. Continued status conference will be February 26, 2019 at 2:00 p.m.

Tentative Ruling for February 26, 2019:

Continue status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with motion to dismiss second amended complaint. Parties have both requested that matter be sent to mediation. If parties would like to participate in mediation prior to date of continued status conference, they should lodge an order appointing a mediator and an alternate mediator.
APPEARANCES WAIVED ON FEBRUARY 26, 2019.

Tentative Ruling for April 9, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for July 16, 2019:

According to the status report, defendant plans to file a motion challenging the court's jurisdiction (although it has consented to the entry of final orders by the court, which appears incongruous).

Set deadline for the filing of such a motion and continue status conference to date set for hearing on that motion.

Tentative Ruling for October 1, 2019:

Revisit status of action after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Defendant(s):

PA Investment Fund, LLC

Represented By
Saul Reiss

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, October 1, 2019

Hearing Room 1539

2:00 PM

CONT... Arroyo Vision Care, LLC

Chapter 11

Mehran Farhadi

Represented By
Saul Reiss

Joseph Ghadir

Represented By
Saul Reiss

Raymond Aver

Pro Se

Plaintiff(s):

Arroyo Vision Care, LLC

Represented By
Chad V Haes
Stella A Havkin
Saul Reiss

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-17511 Brandon O'Neal Felton

Chapter 7

#1.00 Order to show cause re dismissal for failure to comply with rule 1006(B) - installments (BNC); Payment in the amount of \$105.00 was due 7/29/19; Payment in the amount of \$105.00 was due 8/27/19; Payment due on 9/27/19 in the amount of \$105.00

Docket 13

***** VACATED *** REASON: VACATE OSC. OFF CALENDAR. NO APPEARANCE REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC. Debtor has now paid missing installments. OFF CALENDAR. NO APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

Brandon O'Neal Felton

Represented By
Atyria S Clark

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:13-15999 Janice Doreen Dickinson

Chapter 7

#2.00 Application to Employ Brutzkus Gubner as Trustee's General Counsel ,
Retroactive and Effective as of April 28, 2014

Docket 40

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why is trustee requesting that professional be employed effective as of the
date of the debtor's discharge -- April 28, 2014?

Party Information

Debtor(s):

Janice Doreen Dickinson

Represented By
Jeffrey N Wishman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Howard M Ehrenberg (TR)
Corey R Weber

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-11827 Leslie Florence Taylor

Chapter 7

#3.00 Trustee's Motion RE: Objection to Claim Number by Claimant LVNV Funding, LLC, Claim No. 3 in the Claims Register

fr. 9-18-19

Docket 51

***** VACATED *** REASON: OBJECTION SUSTAINED.
APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/29/19 -- Court granted trustee's ex parte application for a continuance of hearing to October 2, 2019 at 10:00 a.m. OFF CALENDR FOR SEPTEMBER 18, 2019.

Tentative Ruling for October 2, 2019:

Sustain objection. Disallow claim as barred by statute of limitations. Waive appearances. Movant is authorize to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-11827 Leslie Florence Taylor

Chapter 7

#4.00 Trustee's Motion RE: Objection to Claim Number 5 by Claimant Atlas Acquisitions LLC.

Docket 58

***** VACATED *** REASON: OBJECTION SUSTAINED.
APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Sustain objection. Disallow claim, as there is a break in the chain of title: there is no evidence to show that original creditor transferred the claim to the claimant's assignee. Waive appearances. Movant is authorize to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:17-24801 Viken Manjikian

Chapter 11

#5.00 Debtor's Motion for Entry of Discharge of Chapter 11 Case Pursuant to 11 U.S.C. § 1141(d)(5) Upon Completion of Payments to Unsecured Creditors

Docket 270

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

There is no need to modify the plan, so the provisions that come into play when a modification of the plan is not possible do not apply. There is no need for an early, "hardship" discharge here, as the debtor has been making the plan payments. What is the "cause" for an early discharge -- that the debtor would like his discharge early?

Hearing required.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:17-24801 Viken Manjikian

Chapter 11

#6.00 Debtor's Motion in Chapter 11 Case for the Entry of: A Final Decree and Order Closing Case

Docket 269

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#7.00 Debtor's Motion For Order Authorizing The Debtor To Enter Into Loan Agreement Pursuant To 11 U.S.C. § 364(b) and Granting Administrative Priority Under 11 U.S.C § 503(b)

Docket 41

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Creditor's claim to share of profits in the business would be subordinated to the payment of other unsecured creditors. How much is the creditor seeking by way of compensation and how much is he seeking by way of a share of the profits? Court can see why debtor's principal (who is the proposed lender) might benefit from having the debtor litigate the merits of this claim, but is it in the best interest of the debtor and its estate to have the debtor incur secured debt, at 6 percent interest, to litigate the merits of this claim? Does court need to issue OSC re appointment of trustee in this case?

Hearing required.

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#8.00 Debtor's Motion To Disallow Proof Of Claim Number 1 Filed By Floria Kazerooni

Docket 40

Courtroom Deputy:

9/18/19 - Motion to allow claim no. 1 filed and will be heard with this motion.

Tentative Ruling:

Sustain evidentiary objections. There is no declaration authenticating exhibits and the memorandum is not signed under penalty of perjury (or at all). There is no evidence contained in the claimant's September 18 filing, only argument. Moreover, there is no such thing as a motion to allow a proof of claim. Court construes this September 18 filing as an opposition to the debtor's objection to claim.

Does claimant have any evidence that the DEBTOR (as distinguished from its principals) bound itself to create a subsidiary called Lip Tease and received all or any portion of the \$20,000 that claimant asserts she advanced as an investment in this new subsidiary?

Hearing required.

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-19334 MedCoast Medservice Inc.

Chapter 11

#9.00 Debtor's Emergency Motion for Entry of an Order Authorizing Debtor to Use Cash Collateral on an Interim Basis pending a final hearing

fr. 8-22-19

Docket 29

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for August 22, 2019:

The Court has a number of questions and concerns with regard to the motion and the debtor's financial situation generally:

1. According to the debtor's schedules, the payroll tax obligations that the debtor owes arose in 2016 through 2018. (Debtor claims that only a portion of these taxes qualify as priority claims.) Has the debtor been current on its 2019 payroll tax obligations? When did the debtor stop falling behind on payroll taxes (or, stated differently, when did the debtor stop spending trust funds to run its business)?
2. According to the papers and the debtor's schedules, the debtor may owe as much as approximately \$54,000 to the EDD and \$1.3M to the IRS for payroll tax liabilities. The debtor's assets are only worth, according to the papers, \$952,000. Debtor contends that these amounts may be overstated. How would they be overstated? Has the debtor filed all applicable returns or are some of these amounts based on estimates the EDD or IRS has made for periods for which returns were not filed?
3. In looking at the debtor's projections, there is one entry for "management payroll" near the rest of the debtor's payroll related expenses, but another entry toward the bottom of the projections called, "management salaries." What is the difference between these two entries? How many management

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10:00 AM

CONT... MedCoast Medservice Inc.

Chapter 11

employees does the debtor have and who are they? How many of them are insiders?

4. It appears from the adequate protection portion of the moving papers that debtor is taking the position that creditors with a lien on cash collateral have an equity cushion to protect them. On what is this based? What valuation is the debtor using to arrive at this conclusion?

5. What is the Medford property that appears on the schedule of executory contracts? What is this property used for?

6. Who are Michael and Tamara Winn? Is there any relationship between the debtor and the Winn Family Trust other than that of borrower and lender? How did the debtor locate this lender?

7. The amounts currently due E&F appear to be the result of a settlement or compromise of disputes that arose earlier between the debtor and E&F. What happened? What was the nature of the dispute?

8. The debtor claims that creditors will be adequately protected by permitting the debtor to continue using cash to operate its business, yet the cash flow projections attached to the motion show a significant reduction in cash (in the vicinity of \$15,000 to \$20,000) from the beginning cash balance to the cash balance at the end of the projections.

9. The projections start with the period August 12 through August 18, 2019. How do the projections compare with what actually happened during this period?

Hearing required.

Final Ruling for August 22, 2019:

Grant motion on an interim basis. Authorize use of cash collateral in accordance with the IRS stipulation through 10:00 a.m. on October 2, 2019, subject to modifications read into the record at the time of hearing (no lien on avoiding power claims, replacement lien to have same validity and priority as

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10:00 AM

CONT... MedCoast Medservice Inc.

Chapter 11

original lien). Court will conduct a final hearing on October 2, 2019 at 10:00 a.m. Debtor shall file and serve an updated budget for period of not less than 60 additional days not later than September 16, 2019. Any oppositions to continued use of cash collateral should be filed and served by September 26, 2019.

Tentative Ruling for October 2, 2019:

Revised budget only runs through November 10, 2019. Authorize debtor to continue using cash on the terms set forth in the interim order in accordance with the budget, plus a 10 percent variance, through November 10, 2019.

Party Information

Debtor(s):

MedCoast Medservice Inc.

Represented By
Henry D Paloci

**United States Bankruptcy Court
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Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-19334 MedCoast Medservice Inc.

Chapter 11

#10.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/16/19 -- Court approved stipulation between US Trustee and debtor concerning the appointment of a patient care ombudsman.

9/16/19 -- Court approved order setting bar date of November 30, 2019 and directing debtor to serve notice of bar date by September 30, 2019.

Tentative Ruling for October 2, 2019:

Continue case status conference approximately 90 days. Court will set deadline for filing plan at continued status conference.

Party Information

Debtor(s):

MedCoast Medservice Inc.

Represented By
Henry D Paloci

Movant(s):

MedCoast Medservice Inc.

Represented By
Henry D Paloci

**United States Bankruptcy Court
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Wednesday, October 2, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

**#11.00 Debtor's Application to Employ Levene, Neale, Bender, Yoo & Brill L.L.P. As
Bankruptcy Counsel**

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
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Wednesday, October 2, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#200.00 Confirmation of Debtor's Fifth Amended Chapter 11 Plan of Reorganization

Docket 189

***** VACATED *** REASON: OFF CALENDAR**

Courtroom Deputy:

9/27/19 - Lemuel Bryant Jaquez, (949)427-2010 x 1033, has been approved for telephonic appearance on 10/2/19 @ 2pm

Tentative Ruling:

Debtor will file and serve amended plan and disclosure statement by September 17, 2019. Oppositions will be due by September 27, 2019. Court will conduct a hearing on fifth amended disclosure statement on October 2, 2019 at 2:00 p.m.

OFF CALENDAR. COURT IS CONSIDERING DEBTOR'S DISCLOSURE STATEMENT.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Wednesday, October 2, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#200.10 Debtor's Fifth Amended Disclosure Statement describing Debtor's Fifth Amended Chapter 11 Plan of Reorganization

Docket 215

Courtroom Deputy:

9/27/19 - Lemuel Bryant Jaquez, (949)427-2010 x 1033, has been approved for telephonic appearance on 10/2/19 @ 2pm

Tentative Ruling:

US Trustee's objections to the disclosure statement appear well-founded. How does the debtor explain the inconsistencies noted in that document?

Hearing required.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, October 2, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#201.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18, 2-6-19, 2-27-19, 4-17-19,
5-29-19, 8-27-19

Docket 1

Courtroom Deputy:

9/27/19 - Lemuel Bryant Jaquez, (949)427-2010 x 1033, has been approved for telephonic appearance on 10/2/19 @ 2pm

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Has debtor filed motion for authority to use cash collateral? If not, why not? Has debtor been paying expenses in the interim? Debtor has proposed August 15 as the deadline for filing a plan. What has to happen before debtor will be in a position to file a plan? Hearing required.

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.

L/D to serve notice of bar date -- March 21, 2018

Bar date -- May 31, 2018

L/D to file joint status report -- June 5, 2018

L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

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2:00 PM

CONT...

Denise Latrice Wheeler

Chapter 11

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor should file updated status report by July 30, 2018 and plan and disclosure statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Tentative Ruling for April 17, 2019:

If court approves disclosure statement, set plan confirmation schedule.

Tentative Ruling for May 29, 2019:

At hearing held April 19, 2019, Court conditionally approved disclosure

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Hearing Room 1539

2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

statement and directed debtor to file final version of plan and disclosure statement and lodge order approving disclosure statement by April 30, 2019. Docket does not reflect the filing of an amended plan or disclosure statement. Why not?

Hearing required.

6/3/2019 -- Court approved fourth amended disclosure statement and set status conference on confirmation process for August 27, 2019 at 2:00 p.m.

Tentative Ruling for October 2, 2019:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
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Wednesday, October 2, 2019

Hearing Room 1539

2:00 PM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#202.00 First and Final Fee Application for Compensation and Reimbursement Of Expenses Debtor's Attorney, Period: 3/16/2019 to 9/10/2019, Fee: \$16,102.50, Expenses: \$384.10

Docket 71

Courtroom Deputy:

9/26/19 - Amended Application for payment filed

Tentative Ruling:

Where is the required client declaration (or the declaration from applicant about why the client statement is missing)? US Trustee's objections appear well-taken. What is the applicant's response? Did the post-petition financing actually close?

Hearing required.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron
Crystle Jane Lindsey

**United States Bankruptcy Court
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Wednesday, October 2, 2019

Hearing Room 1539

2:00 PM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#203.00 U.S. Trustee's Motion Under 11 U.S.C. section 1112(b)(1) to Convert, Dismiss or Appoint a Chapter 11 Trustee

Docket 67

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor is still missing compliance items and only filed MOR's for May, June, July and August, 2019 on September 30, 2019. Debtor has not paid quarterly fees in a timely manner. Debtor has not filed a motion seeking a structured dismissal. Debtor's MOR's do not reflect payment of insurance premiums and the July and August MOR's reflected that the debtor's general liability policy expired on August 20, 2019. (On September 25, 2019, debtor filed an updated status report reflecting replacement insurance.) Debtor's principal seems to assume that the court will simply dismiss this case and that he need not worry about continued compliance or prosecution of this bankruptcy.

Court will not dismiss this case, even with a bar, as the history of this case reflects that debtor is prepared to ignore any applicable bars, transfer the property and have a transferee refile. Discuss with parties whether conversion to chapter 7 or appointment of chapter 11 trustee would be better approach.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron
Crystle Jane Lindsey

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#204.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 5-29-19, 8-28-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Revisit status of case after conclusion of related matters on calendar.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron

**United States Bankruptcy Court
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Wednesday, October 2, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#205.00 Application for Compensation and Reimbursement of Expenses for Michael R Totaro, Debtor's Attorney, Period: 6/7/2019 to 8/15/2019
[Fees requested: \$18,205, Expenses: \$0]

FR. 9-18-19

Docket 242

Courtroom Deputy:

9/25/19 - Eric Bensamochan, (818)574-5740, has been approved for telephonic appearance on 10/2/19 @ 2pm

Tentative Ruling:

Tentative Ruling for September 18, 2019:

Continue hearing to address timing issue with notice and to give applicant an opportunity to file amended application that addresses US Trustee's concerns. Page 3 of the amended application is illegible. Many of descriptions of services rendered contain insufficient information. Entries re email should reflect to whom the email was addressed. Entries re meetings should reflect with whom professional met and topic of meeting. Format of billing is problematic. Court cannot determine which descriptions relate to which billing categories. Perhaps a printout in landscape format would be more usable or applicant should generate a separate printout of charges for each billing category.

Final Ruling for September 18, 2019:

Continue hearing to October 2, 2019 at 2:00 p.m. Applicant should file revised application by September 23, 2019. Supplemental oppositions will be due by September 27, 2019.

Tentative Ruling for October 2, 2019:

Applicant appears to have remedied the problems noted with prior versions

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2:00 PM

CONT...

Samuel Michael Saber

Chapter 11

of his fee application. Grant application. Approve on an interim, rather than a final, basis fees of \$18,205 and no costs and direct debtor to pay unpaid portion of allowed amounts. If applicant is prepared to submit on tentative ruling, court will waive appearances and applicant should lodge order consistent with tentative ruling.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Michael R Totaro
Eric Bensamochan

**United States Bankruptcy Court
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Thursday, October 3, 2019

Hearing Room 1539

10:00 AM

2:19-14454 Ismael Jimenez

Chapter 7

#1.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case for Cause under 11 U.S.C. Section 707(a)

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor cannot remain in bankruptcy if he is not prepared to be forthcoming about his assets and income. Debtor needs to attend his 341(a) meeting and respond to questions raised by his paystubs and means test forms. Debtor needs to respond to written inquiries from the U.S. Trustee. Debtor has failed to cooperate in efforts of U.S. Trustee to obtain information. Grant motion. Dismiss case.

Party Information

Debtor(s):

Ismael Jimenez

Represented By
Richard A Loa

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1539

10:00 AM

2:19-17451 Pedro Pablo Lopez and Patricia Carmen Lopez

Chapter 7

#2.00 U.S. Trustee's Motion Pursuant to 11 U.S.C section 707(b)(1), (b)(2) and (b)(3) (B), or in the alternative Motion for extension of time to file a complaint objecting to discharge or Motion to Dismiss under 11 U.S.C. section 707(b)(3)(A)

Docket 19

***** VACATED *** REASON: 9/10/19 - CASE DISMISSED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/10/19 -- Court approved stipulation dismissing case with a bar to refiling under chapter 7. OFF CALENDAR. MOTION RESOLVED.

Party Information

Debtor(s):

Pedro Pablo Lopez

Represented By
Peter M Lively

Joint Debtor(s):

Patricia Carmen Lopez

Represented By
Peter M Lively

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
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Thursday, October 3, 2019

Hearing Room 1539

10:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#3.00 Debtor's Motion For Final Decree and Order Closing Case

fr. 6-19-19, 7-31-19, 8-28-19

Docket 206

*** VACATED *** REASON: CONT'D. TO 10/16/19 @ 11AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Final Ruling from June 19, 2019:

Continue hearing to July 31, 2019 at 10:00 a.m. Court needs to ascertain whether debtor is current on payments on secured claim and how much more is due on the unsecured portion of creditor's claim.

Tentative Ruling for July 31, 2019:

Debtor now reports that she is current with regard to the secured claim, with the exception of \$336.80 due from the June 2019 payment and \$2,765 due from the July 2019 payment (for total past due payments of \$3,101.80) and that, with regard to the unsecured portion of the claim, she has paid a total of \$2,573.17, leaving an unpaid balance for the claim of \$4,925. (This payment total includes two payments of \$400 each that debtor intended for the unsecured portion of the claim, but asserts that lender applied against secured portion.) It does not include two payments of \$400 that were returned to the debtor based on an invalid address.

Overrule evidentiary objections. Lender asserts that debtor should not get double credit, treating the payments that she intended to be applied to the unsecured claim as having been paid on account of both the unsecured and the secured claims, but a review of the debtor's chart of payments on account of the secured claims does not reflect these two misdirected \$400 payments.

With regard to the debtor's failure to file the document in a timely manner,

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10:00 AM

CONT... Tabitha A. Joiner

Chapter 11

court is prepared to give the lender additional time to respond if the debtor's belated filing deprived the lender of the time that it needed to do the required research.

Lender claims that the debtor is currently past due for the months of May through July 2019 on the secured claim, for a total of 3x \$2,765, less \$1,631.33 held in suspense, for a balance of \$6,663.67. Lender claims that there is a total due with regard to the unsecured claim of \$4,925.01. As this is a penny off from the debtor's calculations, there does not appear to be a meaningful dispute with regard to the unsecured claim.

Debtor needs to supply the separate dollar amounts and check numbers of each partial payment when she made more than one payment in a given month so that the lender can attempt to track these payments. Lender should annotate debtor's schedule to reflect where there are differences. Court will not do the comparison for the parties. Once debtor supplies the missing information, lender will need to identify for the court which of the payments identified by the debtor it denies receiving and which payment amounts it contends are wrong (by annotation on the debtor's chart) so that the court can determine what the actual issues to be resolved are and where additional evidence may be required. Also, the court needs additional information as to the basis for each party's contentions as to the appropriate payment amounts. Do these numbers come from the plan? Does the plan establish a fixed payment amount or a variable interest rate? Were notices sent to the debtor when there were increases?

Hearing required.

Final Ruling from July 31, 2019:

Continue hearing to 11:00 a.m. on August 28, 2019. By August 1, debtor will file an updated chart that has totals on the bottom. For months in which debtor made more than one payment, debtor should breakout the amount of each payment and provide check numbers (if payments were made by check). By August 21, 2019, Lender should file and serve its response. Lender should annotate the debtor's chart, identify any payments that it did not receive, update its calculations and be able to reconcile amounts shown on its

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10:00 AM

CONT... Tabitha A. Joiner

Chapter 11

online system. Court disallowed request for attorneys' fees, as claim is undersecured, but will permit reimbursement for advances for insurance and taxes, if there are any. (Debtor handed lender's counsel check for \$492.50 as a payment toward the unsecured claim for the second quarter of 2019. Debtor will make payments from this point forward on the unsecured claim in amounts at least equal to the payments contemplated by the plan at least quarterly.

Tentative Ruling for August 28, 2019:

In Suarez declaration, lender contends that there are three post-confirmation monthly mortgage payments due, but lender identifies these payments as being for the months of June 2019 through July 2019, which is two months. Later in the attachments, it appears that August 2019 is the missing third month. Is this correct?

At prior hearing, it appeared that there were no remaining disputes as to the amounts paid on account of the unsecured claim. With regard to the secured portion of the claim, the parties agreed that the basis of the disagreement between them was the uncertainty (and difficulties in calculation) arising from the changes in the payments due for the escrow account and any advances made by the lender for real estate taxes and insurance.

Debtor's calculation showed a payment of \$1,000 on August 6, 2019. Lender had not received this payment as of the time it filed its latest round of declarations. Has this payment shown up? If not, was this amount deducted from the debtor's bank account?

Debtor acknowledged that there was a \$2,200 payment that was returned to the debtor. Was this still included in the debtor's calculations?

In a number of instances, the lender has reported that the amount of a payment reflected on the debtor's chart is overstated by a few dollars (for example, \$15 on January 7, 2016; \$6.40 on February 10, 2016 and \$26.44 on June 14, 2016). Does debtor have bank statements or other evidence to support her contentions with regard to the amount of these payments?

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 3, 2019

Hearing Room 1539

10:00 AM

CONT... Tabitha A. Joiner

Chapter 11

With the exception of the missing \$1,000 payment and the discrepancies identified in the preceding paragraph, does the debtor disagree with the lender's calculations in any respect?

Hearing required.

9/17/19 -- At hearing held this date, Court continued this matter to October 16, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 3, 2019.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

Movant(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 3, 2019

Hearing Room 1539

10:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#4.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 7-11-13; 8/15/13, 8-22-13, 9-26-13, 10-23-13, 2-26-14, 6-4-14, 12-3-14, 6-10-15, 12-9-15, 6-15-16, 12-14-16, 5-17-17, 6-7-17, 12-6-17, 3-21-18, 9-26-18, 3-20-19, 5-1-19, 6-19-19, 7-31-19, 8-28-19

Docket 82

***** VACATED *** REASON: CONT'D. TO 10/16/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue case status conference to December 3, 2014 at 11:00 a.m. Debtor should file with the Court status report that sets forth plan payments made through that date not later than November 21, 2014. APPEARANCES WAIVED ON JUNE 4, 2014.

Tentative Ruling for December 3, 2014:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for June 10, 2015:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for December 9, 2015:

Continue status conference for approximately 6 months. Set new deadline for filing status report and discuss form of status report with debtor.

Final Ruling for December 9, 2015:

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 3, 2019

Hearing Room 1539

10:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

Continue hearing to June 15, 2016 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than June 3, 2016.

Tentative Ruling for June 15, 2016:

Where is the status report that should have been filed by June 3, 2016?

Tentative Ruling for December 14, 2016:

Court ordered debtor to file updated status report by December 1. The only report the Court has seen is the Post-Confirmation Status Report for the quarter ending September 30, 2016, filed December 5, 2016. According to that report, the debtor made a total of \$31,268.15 in disbursements during the third quarter. Is this right? Is the debtor now current on her plan payments? Hearing required.

Final Ruling for December 14, 2016:

Debtor is now in compliance and is current on her plan payments. Continue hearing to May 17, 2017 at 11:00 a.m. Reorganized debtor should file and serve an updated status report not later than May 5, 2017.

Tentative Ruling for May 17, 2017:

Where is the status report that should have been filed on May 5, 2017? What is the status of this case? Hearing required.

Tentative Ruling for June 7, 2017:

Court has reviewed reorganized debtor's status reports. Continue case status conference to December 6, 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than November 29, 2017.

APPEARANCES WAIVED ON JUNE 7, 2017.

Tentative Ruling for December 6, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, October 3, 2019

Hearing Room 1539

10:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

According to coversheet to status report, payments to BNY Mellon and Deutsche Bank on account of unsecured claims are being returned uncashed? Has debtor had any contact with creditors? Have they explained why this is occurring? Hearing required.

Final Ruling for December 6, 2018:

Continue case status conference to March 21, 2018 at 11:00 a.m.
Reorganized debtor should file updated status report by March 9, 2018. UST should serve written notice on the debtor.

Tentative Ruling for March 21, 2018:

Docket does not reflect service of a notice or filing of an updated status report. What is the status of this matter? Hearing required.

Tentative Ruling for September 26, 2018:

Continue case status conference to March 20, 2019 at 11:00 a.m.
Reorganized debtor should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

Tentative Ruling for March 20, 2019:

Court previously disallowed the unsecured portion of secured creditors' claims due to their failure to provide correct mailing address information, but their secured claims remain as liens against the debtor's property. Does the debtor agree with the information contained in secure creditors' notice regarding failure to make post-petition plan payments on their secured claims?

Hearing required.

Tentative Ruling for May 1, 2019:

Debtor filed a motion for a final decree on negative notice on April 16, 2019.
Continue hearing to June 19, 2019 at 11:00 a.m. to give the court an

**United States Bankruptcy Court
Central District of California
Los Angeles
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Thursday, October 3, 2019

Hearing Room 1539

10:00 AM

CONT... **Tabitha A. Joiner**

Chapter 11

opportunity to process motion for final decree. **Appearances waived on May 1, 2019.** (Once notice period for motion has passed, debtor should file a declaration attesting to the fact that she hasn't received any oppositions, if this is the case, and asking that the Court issue a final decree. If anyone files an opposition to the motion, debtor should notice a hearing on the opposition to her motion.)

Tentative Ruling for August 28, 2019:

Revisit status of case after conclusion of related matters on calendar.

9/17/19 -- At hearing held this date, Court continued this matter to October 16, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 3, 2019.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 8, 2019

Hearing Room 1539

10:00 AM

2:19-17595 Noah Oakley Landis-Harde

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: U 2011 PORSCHE CAYENNE; VIN NO. WP1AB2A20BLA45403

MOVANT: BANK OF AMERICA, N.A

Docket 13

Courtroom Deputy:

9/27/19 - Megan E. Lees, (619)794-0515, has been approved for telephonic appearance on 10/8/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Noah Oakley Landis-Harde

Represented By
David H Chung

Movant(s):

Bank of America, N.A.

Represented By
Robert P Zahradka

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 8, 2019

Hearing Room 1539

10:00 AM

2:19-19697 Nisarat Limsalakpetch

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 BMW 3 Series 320i Sedan 4D VIN# WBA8EG59GNT37465

MOVANT: FINANCIAL SERVICES VEHICLE TRUST

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Nisarat Limsalakpetch

Represented By
Nicholas S Nassif

Movant(s):

Financial Services Vehicle Trust

Represented By
Cheryl A Skigin

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 9, 2019

Hearing Room 1539

11:00 AM

2:15-20029 Ida Mae Woods

Chapter 11

#1.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-12-15, 9-24-15, 1-6-16, 2-10-16, 3-16-16, 4-27-16, 9-7-16, 3-8-17, 12-12-17, 6-27-18, 12-12-18, 4-10-19

Docket 1

***** VACATED *** REASON: MATTER RESCHEDULED TO 10/16/19 @ 11AM**

Courtroom Deputy:

7/2/19 - Matter rescheduled to October 16, 2019 @ 11am

Tentative Ruling:

Did debtor ever serve the original order setting status conference? Did debtor ever file the initial status report? If not, why not? Hearing required.

10/1/15 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date --- September 25, 2015

Bar date -- November 30, 2015

L/D to file plan and disclosure statement -- November 30, 2015

Cont'd status conference -- January 6, 2016 at 2:00 p.m.

Hearing on disclosure statement -- January 6, 2016 at 2:00 p.m.

Tentative Ruling for January 6, 2016:

Continue case status conference to date of continued hearing on disclosure statement.

Tentative Ruling for April 27, 2016:

If Court confirms plan, set post-confirmation status conference and deadline for reorganized debtor to file status report accompanied by declaration.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 9, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

Tentative Ruling for September 7, 2016:

According to status report, debtor is behind on payments to her professionals but hopes to catch up from a workers compensation award that she expects to receive. Professionals have not agreed to this payment plan, but do they anticipate taking any action in an effort to enforce their claims under the plan? Hearing required.

Final Ruling for September 7, 2017:

Continue hearing to March 8 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than February 24, 2017.

Tentative Ruling for March 8, 2017:

According to status report, debtor is current on the payments due both secured creditors and unsecured creditors under the plan and is only in default on payments due administrative claimants. Is this correct?

Hearing required.

Tentative Ruling for December 13, 2017:

Is debtor now current on all plan payments? Post confirmation status report is not accompanied by a declaration and makes no mention of administrative claimants. Hearing required.

Tentative Ruling for June 27, 2018:

Continue hearing to December 12, 2018 at 11:00 a.m. Debtor should file and serve updated status report accompanied by debtor's declaration not later than November 30, 2018.

Tentative Ruling for December 12, 2018:

How much does former counsel claim debtor owes for professional fees?

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, October 9, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

Has debtor made any progress in resolving issues with Wells Fargo? Did debtor succeed in paying November payments to secured creditors and October payments to unsecured creditors? Is debtor now current on payments under the plan?

Tentative Ruling for April 9, 2019:

Has debtor now made any of the March payments due secured creditors or the February and March payments due unsecureds? When are the April payments due? What is the status of debtor's efforts to clarify amounts due Wells Fargo?

Hearing required.

OFF CALENDAR. COURT CONTINUED HEARING TO OCTOBER 16, 2019
AT 11:00 A.M.

Party Information

Debtor(s):

Ida Mae Woods

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 10, 2019

Hearing Room 1539

10:00 AM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#1.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 2-27-19, 6-5-19, 9-4-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/20/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Continue status conference approximately 3 months.

3/4/19 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- March 6, 2019

Bar date -- May 10, 2019

Cont'd status conference -- June 5, 2019 at 11:00 a.m.

L/D to file updated status report -- May 24, 2019.

Tentative Ruling for June 5, 2019:

How are the prospects for finding a long term tenant for the property? Has anyone expressed interest in possibly renting the property?

Set deadline of approximately four months for the debtor to file a plan of reorganization. If debtor still has not found a long term tenant by then, it may be time for the debtor to re-evaluate its reorganization strategy.

6/10/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- September 4, 2019 at 11:00 a.m.

L/D to file updated status report -- August 23, 2019

L/D to file plan and disclosure statement (or case will be converted to chapter 7) -- October 9, 2019

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 10, 2019

Hearing Room 1539

10:00 AM

CONT... Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

Tentative Ruling for September 4, 2019:

Continue case status conference to October 10, 2019 at 10:00 a.m. Court will convert case to chapter 7 at that time if debtor has not either filed a plan of reorganization and a disclosure statement or a motion for authority to sell the property to a specific buyer by October 9, 2019.

Waive appearances on September 4, 2019.

Tentative Ruling for October 10, 2019:

Debtor filed plan and disclosure statement on October 8, 2019. A hearing on the disclosure statement is set for November 20, 2019 at 2:00 p.m. Continue case status conference to November 20, 2019 at 2:00 p.m. to be heard concurrently with disclosure statement. APPEARANCES WAIVED ON OCTOBER 10, 2019.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By

Matthew D Resnik

Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By

Matthew D Resnik

Roksana D. Moradi-Brovia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:19-16913 Max Segal

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: U 2012 TOYOTA PRIUS C; VIN NO. JTDKDTB38C1016290

MOVANT: BANK OF AMERICA, NA.

Docket 10

Courtroom Deputy:

10/7/19 - Megan E. Lees,(619) 794-0515 has been approved for telephonic appearance on 10/15/19 @ 10AM

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Max Segal

Represented By
Leon D Bayer

Movant(s):

Bank of America, N.A.

Represented By
Robert P Zahradka

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:19-17659 Michael Vasquez

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 Honda Accord VIN# 1HGCV1F33JA152373

MOVANT: CREDIT UNION OF SOUTHERN CALIFORNIA

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Michael Vasquez

Represented By
Chirnese L Liverpool

Movant(s):

Credit Union of Southern California

Represented By
Karel G Rocha

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:19-17712 Prime Realty Management LLC

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6215 Drexel Avenue, Los Angeles, CA 90048

MOVANT: ANCHOR FUND, LLC

Docket 47

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Trustee has filed a notice of proposed abandonment with regard to this property. Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Prime Realty Management LLC

Represented By
Hayk Grigoryan
Glenn C Kelble

Movant(s):

Anchor Loans, LLC

Represented By
Glenn C Kelble

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:19-17819 Joseph Anthony Reno

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 LEXUS CT200H VIN# JTHKD5BH0F2228914

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 10

Courtroom Deputy:

10/8/19 - Richard Bauer, (562) 661-5132 has been approved for telephonic appearance on 10/15/19 @ 10AM

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Joseph Anthony Reno

Represented By
Rabin J Pournazarian

Movant(s):

Toyota Motor Credit Corporation

Represented By
Erica T Loftis Pacheco

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:19-19506 Peter D Na

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 3255 Wilshire Blvd., Ste. 100, Los Angeles, CA 90010

MOVANT: WILSHIRE CENTER, INC.

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Peter D Na

Represented By
Stephen S Smyth

Movant(s):

Wilshire Center, Inc.

Represented By
Christian T Kim

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:19-19847 Marion Chatmon

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 5239 Montair Ave., Lakewood, CA 90712

MOVANT: NOVASTAR, LLC

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

Party Information

Debtor(s):

Marion Chatmon

Represented By
Kenumi T Maatafale

Movant(s):

Novastar, LLC

Represented By
Kelly Sweeney

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 205 North Tigertail Road, Los Angeles, CA 90049

MOVANT: PLATINUM LOAN SERVICING, INC.

Docket 170

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny without prejudice. There is equity above and beyond all liens against the property and there is no evidence that the property is declining in value. The accrual of interest does not count as a decline in value.

Calculating equity for the purpose of section 362(d)(2)(A) is different from calculating equity for the purpose of adequate protection. In the context of adequate protection, the court takes closing costs into consideration. For the purpose of determining whether there is equity under section 362(d)(2)(A), equity need not be established.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat
James R Felton

Movant(s):

Platinum Loan Servicing, Inc.

Represented By
Lewis R Landau

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

CONT... Lisa Frances Platt

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:00 AM

2:19-21631 Vregh Amirian

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 2609 Perkins Circle, Glendale, CA 91206 .

MOVANT: CREDITOR SAMI NAFOOSI

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Vregh Amirian

Pro Se

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:30 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#50.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1543 West Olympic Blvd., Los Angeles, CA 90015

MOVANT: ADMIRE CAPITAL LENDING, LLC.

fr. 8-13-19

Docket 108

Courtroom Deputy:

10/8/19 - Nami Kang, (310) 785-0885 has been approved for telephonic appearance on 10/15/19 @ 10:30AM

10/15/19 - Victor Sahn, (213-626-2311, has been approved for telephonic appearance on 10/15/19 @ 10:30AM

Tentative Ruling:

Tentative Ruling for August 13, 2019:

Is there any evidence in the motion as to the value of the debtor's interest in the property? The movant bears the burden of proof on this issue.

Did the Court ever make a determination that this is single asset real estate case? The blank for the date of such a determination has been left blank in the motion. If the debtor owns an interest in the property rather than title to the entire property, is this case really a single asset real estate case?

Although section 362(d)(3) by its terms applies in chapter 7, the Court has been unable to locate a single case that has relied upon this section to grant relief from the automatic stay in a chapter 7 case. Courts have held that modification or conditioning of the automatic stay is the more appropriate remedy inasmuch as granting relief from stay (or annulling the stay) would interfere with the trustee's efforts to sell the property (or, in this case, the

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, October 15, 2019

Hearing Room 1539

10:30 AM

CONT... **Bricks Hospitality Group, L.L.C.**
debtor's interest in the property).

Chapter 7

Trustee has been making diligent efforts to liquidate the estate's interest in the collateral. Continue hearing for approximately 90 days to give trustee a further opportunity to consummate a transaction.

Final Ruling for August 13, 2019:

Continue hearing to October 15, 2019 at 10:30 a.m. Movant should file and serve brief as to whether or not this is Single Asset Real Estate not later than September 3, 2019. Any opposition to such a determination must be filed and served by September 17, 2019. Trustee should file and serve a status report not later than October 1, 2019.

Tentative Ruling for October 15, 2019:

The trustee concedes that the property is single asset real estate and the court therefore so finds. Therefore, if the trustee has not commenced making payments in the amount required by section 362(d)(3) within 30 days after the entry of an order to this effect, the Court needs to grant some form of relief from stay, which may include terminating, modifying or conditioning the stay. The Court will condition continuation of the automatic stay beyond this 30-day period on the trustee's filing not later than 60 days thereafter a motion for authority to sell the property and consummating a sale of the property within 90 days after entry of an order approving the sale.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Movant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Trustee(s):

Wesley H Avery (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:30 AM

CONT... Bricks Hospitality Group, L.L.C.

Varand Gourjian

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:30 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#51.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1543 West Olympic Blvd., Los Angeles, CA 90015

MOVANT: BENJAMIN AN

fr. 7-30-19, 8-13-19

Docket 93

Courtroom Deputy:

10/8/19 - Nami Kang, (310) 785-0885 has been approved for telephonic appearance on 10/15/19 @ 10:30AM

10/15/19 - Victor Sahn, (213-626-2311, has been approved for telephonic appearance on 10/15/19 @ 10:30AM

Tentative Ruling:

7/15/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JULY 30, 2019.

Tentative Ruling for August 13, 2019:

There is no evidence in the motion as to the value of the property. Movant bears the burden of proof on the issue of the debtor's equity in the property. According to the trustee, there is insurance and adequate equity to provide adequate protection. Therefore, movant is not entitled to relief under either section 362(d)(1) or 362(d)(2).

Although there were prior bankruptcy filings, the instant bankruptcy case was brought as an involuntary case by a creditor and was not part of the debtor's scheme to hinder, delay or defraud creditors. Therefore, the motion should be denied under section 362(d)(4) as well.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

10:30 AM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Continue hearing for approximately 90 days to see how much progress the trustee is able to make in his efforts to liquidate assets of the estate.

Final Ruling for August 13, 2019:

Continue hearing to October 15, 2019 at 10:30 a.m. Movant should file and serve by September 3, 2019 any supplemental papers re value of property and whether movant's interest is adequately protected. Trustee can file and serve any supplemental response by September 17, 2019.

Tentative Ruling for October 15, 2019:

Court has not received any supplemental briefing on this motion. Deny motion without prejudice.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Movant(s):

Benjamin An

Represented By
Steven J Barkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#200.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19, 4-2-19, 6-11-19, 7-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- September 27, 2016 at 2:00 p.m.

L/D to file joint status report -- September 13, 2016

Discovery cutoff -- September 30, 2016

L/D to lodge order appointing mediator -- June 17, 2016

Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

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CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR

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CONT... CLARK WARREN BAKER
FOR JUNE 13, 2017.

Chapter 7

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjlm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status

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CONT... CLARK WARREN BAKER

Chapter 7

report that should have been filed two weeks before status conference?
APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Tentative Ruling for April 2, 2019:

Revisit status of action after conclusion of hearing on related matters on calendar.

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CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for June 11, 2019:

For reasons set forth in tentative ruling for matter no. 7, strike Baker's answer to complaint and enter judgment for plaintiff and take status conference off calendar. Plaintiff should lodge proposed form of judgment.

Final Ruling for June 11, 2019:

Court held that it would be more appropriate for plaintiff to file a motion for default judgment once Baker's answer has been stricken than for the court to grant summary judgment summarily. Court extended deadline for plaintiff to file motion for default judgment to December 2, 2019.

What is the status of this matter? What progress has been made with regard to the turnover of records from the neutral expert to the plaintiff? Hearing required.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide
Douglas M Neistat
Michael J Conway

Trustee(s):

Sam S Leslie (TR)

Represented By

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CONT...

CLARK WARREN BAKER

Carolyn A Dye

Chapter 7

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Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:16-01349 Lite Solar Corp. v. KAMANA O'KALA, LLC et al

#201.00 Status Conference re: 14 (Recovery of money/property - other)) Complaint by Lite Solar Corp. against Kamana O'Kala, LLC, Patrick Schellerup

fr. 10-4-16, 1-24-17, 3-29-17, 6-7-17, 8-15-17, 9-7-17, 11-29-17, 1-10-18, 4-25-18, 8-1-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19, 8-13-19

Docket 1

Courtroom Deputy:

10/8/19 - Cliff Davidson, (503) 243-1653 has been approved for telephonic appearance on 10/15/19 @ 2PM

Tentative Ruling:

Final Ruling from October 4, 2016:

Set discovery cutoff of March 1, 2017. Continue status conference to January 24, 2017 at 2:00 p.m. Parties are to file joint status report by January 10, 2017.

Tentative Ruling for January 24, 2017:

Have discovery responses been received? Has the Oregon district court ruled on the transfer and remand motions?

Hearing required.

1/25/17 -- Court signed scheduling order continuing discovery cutoff to April 17, 2017.

3/16/17 -- Court signed scheduling order continuing discovery cutoff to May 31, 2017.

Tentative Ruling for March 29, 2017:

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CONT...

Lite Solar Corp.

Chapter 7

Discuss with parties what should become of this litigation if the district court accepts the recommendation of the magistrate judge and remands the related litigation to Oregon state court?

5/3/17 -- Court approved stipulation continuing hearing to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 9, 2017.

Tentative Ruling for June 7, 2017:

What is the status of this matter? What progress has been made toward consolidating the various pending actions among the parties?

8/3/17 -- Court granted unilateral motion for a continuance and continued hearing on Anti-SLAPP motion to September 7, 2017 at 10:00 a.m. Court continued status conference to same date and time in that order. OFF CALENDAR FOR AUGUST 15, 2017.

8/4/17 -- Court approved stipulation extending discovery cutoff to October 31, 2017.

Tentative Ruling for September 7, 2017:

Revisit status of case after conclusion of hearing on related matters.

11/1/17 -- Court granted ex parte motion continuing discovery cutoff to January 1, 2018.

Tentative Ruling for November 29, 2017:

What, if anything, has transpired since the last status conference? Is defendant Schellerup still in bankruptcy? Hearing required.

Tentative Ruling for April 25, 2018:

The court waived the requirement that an updated status report be filed. What is the status of this matter? What, if anything, has happened since last

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CONT... Lite Solar Corp.

Chapter 7

status conference? Hearing required.

Tentative Ruling for August 1, 2018:

Court has reviewed status report from Schellerup in which he offers to repay amounts due he debtor based on Schellerup's failure to comply with directions given by counsel over time. What, if anything, has transpired since last status conference. How does plaintiff intend to proceed with regard to matters referenced in Schellerup's status report.

Tentative Ruling for October 2, 2018:

Are the defendants still in bankruptcy? What does debtor/plaintiff intend to do with this adversary proceeding?

Tentative Ruling for October 23, 2018:

Has debtor negotiated settlement of this action with trustee(s) for defendants? Does trustee intend to seek approval of settlement? Hearing required.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for April 30, 2019:

Action has been stayed by defendants' bankruptcy filings. How does the trustee intend to proceed in this matter?

Tentative Ruling for October 15, 2019:

Is this action still stayed? How does trustee intend to proceed in this matter?

Party Information

Debtor(s):

Lite Solar Corp.

Represented By

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CONT... Lite Solar Corp.

Chapter 7

Leslie A Cohen
Stephen A. Weaver

Defendant(s):

KAMANA O'KALA, LLC

Represented By
SreeVamshi C Reddy

Patrick Schellerup

Represented By
SreeVamshi C Reddy

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

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Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01109 Lite Solar Corp. v. Slinde & Nelson, LLC et al

#202.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Slinde & Nelson, LLC, Darian A. Stanford

fr. 6-26-18, 8-7-18, 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19, 8-13-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/12/18 -- Court approved stipulation continuing status conference to August 7, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

7/18/18 -- At hearing held this date, Court continued this status conference to October 2, 2018 at 2:00 p.m. so that it may be heard concurrently with related objection to claim. OFF CALENDAR FOR AUGUST 7, 2018.

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Call with matter no. 216. Continue hearings to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

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CONT... Lite Solar Corp.

Chapter 7

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

Court has now approved trustee's application to employ special counsel in this action. Court now needs the information requested on the joint status report form.

Tentative Ruling for August 13, 2019:

According to the status report, parties will be filing cross motions for summary judgment. Continue status conference to date that can serve as date of hearing on motions for summary judgment.

Final Ruling for August 13, 2019:

Continue hearing to October 15, 2019 at 2:00 p.m. Parties will not be required to file status report in connection with October 15 status conference.

Tentative Ruling for October 15, 2019:

What is the status of this matter? What, if anything, has transpired since the last status conference? Hearing required.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Slinde & Nelson, LLC

Represented By
David L. Neale
Irving M Gross

Darian A. Stanford

Represented By
Irving M Gross

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2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

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Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01239 Lite Solar Corp. v. Schiffke et al

#203.00 Status Conference re: 14 (Recovery of money/property - other),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Lite Solar Corp. against Heather Schiffke, Brian Arbizzani, Adam Ward, Steve Sefchick

fr. 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19, 8-13-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

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CONT... Lite Solar Corp.

Chapter 7

Continue status conference approximately 90 days at trustee's request to date of continued hearing in related matters.

Tentative Ruling for August 13, 2019:

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Final Ruling for August 13, 2019:

Continue status conference to October 15, 2019 at 2:00 p.m. Parties should file joint status report not later than October 1, 2019. Court will wait to set dates as trustee has not yet employed counsel.

Tentative Ruling for October 15, 2019:

Has trustee filed employment application? Continue status conference and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Heather Schiffke

Represented By
Joseph A Field
Irving M Gross

Brian Arbizzani

Represented By
Joseph A Field
Irving M Gross

Adam Ward

Represented By
Joseph A Field
Irving M Gross

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CONT... Lite Solar Corp.

Chapter 7

Steve Sefchick

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

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Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:18-01240 Lite Solar Corp. v. Energy Wise Lightning, Inc. et al

#204.00 Status Conference re: 14 (Recovery of money/property - other)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), Complaint by Lite Solar Corp. against Energy Wise Lightning, Inc., Peter Greenberg

fr. 10-2-18, 10-23-18, 11-27-18, 1-29-19, 4-30-19, 8-13-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/18/18 -- Court approved stipulation continuing hearing to October 23, 2018 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 2, 2018.

Tentative Ruling for October 23, 2018:

Continue hearing to give trustee an opportunity to review this matter and assess how he/she intends to proceed.

Tentative Ruling for November 27, 2018:

Has trustee had an opportunity to decide how he would like to proceed with this matter? Hearing required.

Tentative Ruling for January 29, 2019:

How does the trustee intend to proceed in this matter?

Tentative Ruling for April 30, 2019:

Continue status conference approximately 90 days at trustee's request to date of continued hearing in related matters.

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CONT... Lite Solar Corp.

Chapter 7

Tentative Ruling for August 13, 2019:

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Final Ruling for August 13, 2019:

Continue status conference to October 15, 2019 at 2:00 p.m. Parties should file joint status report not later than October 1, 2019. Court will wait to set dates as trustee has not yet employed counsel.

Tentative Ruling for October 15, 2019:

Has trustee filed employment application? Continue status conference and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Energy Wise Lightning, Inc.

Represented By
Joseph A Field
Irving M Gross

Peter Greenberg

Represented By
Joseph A Field
Irving M Gross

Plaintiff(s):

Lite Solar Corp.

Represented By
Leslie A Cohen

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CONT... Lite Solar Corp.

Chapter 7

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

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2:00 PM

2:17-21775 Levon Isadzhanyan

Chapter 7

Adv#: 2:18-01430 Leslie (TR) v. Alaberdyan

#205.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Sam S. Leslie against Nina Alaberdyan

fr. 2-12-19, 2-26-19, 6-4-19, 8-13-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/28/20 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/18/2019 -- Court approved stipulation extending deadline to respond to complaint to January 23, 2019.

1/28/19 -- Court approved stipulation continuing status conference to February 26, 2019 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 12, 2019.

Tentative Ruling for February 26, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/27/19 -- Court signed scheduling order with following dates:

Cont'd status conference -- June 4, 2019 at 2:00 p.m.

L/D to file joint status report -- May 21, 2019

L/D to complete mediation -- June 4, 2019

L/D to lodge order appointing mediators -- Marchy 18, 2019

3/20/19 -- Court approved order appointing mediators.

5/3/19 -- Court approved stipulation continuing hearing to August 13, 2019 at

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CONT... Levon Isadzhanyan

Chapter 7

2:00 p.m. OFF CALENDAR FOR JUNE 4, 2019.

6/17/19 -- Court approved stipulation continuing status conference to October 15, 2019 at 2:00 p.m. and deadline to complete mediation to October 14, 2019. OFF CALENDAR FOR AUGUST 13, 2019.

9/17/19 -- Court approved stipulation continuing status conference to January 28, 2020 at 2:00 p.m. and deadline to complete mediation to January 13, 2020. OFF CALENDAR FOR OCTOBER 15, 2019.

Party Information

Debtor(s):

Levon Isadzhanyan

Represented By
Khachik Akhkashian

Defendant(s):

Nina Alaberdyan

Represented By
Stella A Havkin

Plaintiff(s):

Sam S Leslie (TR)

Represented By
Brandon J Iskander

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Brandon J Iskander

**United States Bankruptcy Court
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Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:17-22698 Jose Antonio Zamora

Chapter 7

Adv#: 2:19-01139 Gonzalez v. De La Madrid et al

#206.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Rosendo Gonzalez against Danniell De La Madrid, Llamas Estates, LLC, Muziknewum Nevada Irrevocable Spendthrift Trust dba Muzikneum, LTD, Castizo Holdings, LLC.

fr. 7-16-19

Docket 1

Courtroom Deputy:

Amended Complaint filed 7/29/19
Another summons issued 7-31-19

9/4/19 - Default entered against Eliza Villareal

9/4/19 - Default entered against Martha Lizeth Perez

9/17/19 - Default entered against Danniell De La Madrid

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment against all defendants. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Jose Antonio Zamora

Pro Se

Defendant(s):

Danniell De La Madrid

Represented By
Chad T Pratt

Llamas Estates, LLC

Pro Se

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CONT...

Jose Antonio Zamora

Chapter 7

Muziknewum Nevada Irrevocable Pro Se

Castizo Holdings, LLC Pro Se

Eliza Villareal Pro Se

Martha Lizeth Perez Pro Se

Joint Debtor(s):

Martha Delia Zamora Pro Se

Plaintiff(s):

Rosendo Gonzalez Represented By
Rosendo Gonzalez

Trustee(s):

Rosendo Gonzalez (TR) Represented By
Rosendo Gonzalez

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Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:18-14217 Julio Villatoro

Chapter 7

Adv#: 2:19-01078 Dye v. Villatoro et al

#207.00 Status Conference re: 91 (Declaratory judgment),(31 (Approval of sale of property of estate and of a co-owner - 363(h))),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Carolyn Dye against Maria Villatoro, Julio Villatoro, Aldolfo Escobar

FR. 5-28-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 28, 2019:

Will parties be stipulating to vacate the default of defendant Escobar? Set discovery cutoff for late October, 2019. Continue status conference for approximately 90 to 120 days. Order parties to complete a day of mediation prior to date of continued status conference.

Final Ruling for May 28, 2019:

Continue status conference to October 15, 2019 at 2:00 p.m. Parties should file joint status report by October 1, 2019. (Parties report that they think they have settled the matter and that the trustee will be filing a 9019 motion.)

Tentative Ruling for October 15, 2019:

Court approved compromise pursuant to which \$40,000 of \$62,000 was paid as a down payment and the balance was to be paid over 4 months. Have the required settlement payments been made? Where is the status report that should have been filed on October 1, 2019? Hearing required.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

CONT... Julio Villatoro

Chapter 7

Debtor(s):

Julio Villatoro

Represented By
Julie J Villalobos

Defendant(s):

Maria Villatoro

Represented By
Marcella Lucente

Julio Villatoro

Represented By
Marcella Lucente

Aldolfo Escobar

Pro Se

Joint Debtor(s):

Maria Villatoro

Represented By
Julie J Villalobos

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:19-15575 Walter Steven Nevarez

Chapter 7

Adv#: 2:19-01271 Elizabeth K.. Beaver Recovable Trust v. Nevarez

#208.00 Status Conference re: 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)) Complaint by Elizabeth K. Beaver Recovable Trust against Walter Steven Nevarez

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Unilateral status reports are to be accompanied by a declaration.)

Explain to defendant the consequences of failing to participate in preparation of joint status report and failure to comply with local rules. Does defendant intend to employ counsel to represent him in this matter or will he be representing himself? Hearing required.

Party Information

Debtor(s):

Walter Steven Nevarez

Represented By
Richard A Avetisyan

Defendant(s):

Walter Steven Nevarez

Pro Se

Plaintiff(s):

Elizabeth K.. Beaver Recovable

Pro Se

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:19-15819 Arturo Cuadras

Chapter 7

Adv#: 2:19-01274 First National Bank Of Omaha v. Cuadras

#209.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) 65 (Dischargeability - other)) Complaint by First National Bank Of Omaha against Arturo Cuadras

Docket 1

***** VACATED *** REASON: 9/17/19 - NOTICE OF DISMISSAL FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

ACTION DISMISSED. OFF CALENDAR.

Party Information

Debtor(s):

Arturo Cuadras

Represented By
Joseph Collier

Defendant(s):

Arturo Cuadras

Pro Se

Plaintiff(s):

First National Bank Of Omaha

Represented By
Cory J Rooney

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:18-14304 Joel De Jesus Figueroa

Chapter 7

Adv#: 2:18-01224 Time Warner Cable Pacific West LLC v. Figueroa et al

#210.00 Defendant's Motion to Set Aside the Judgment and to Quash any writ of possession/execution

Docket 23

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Proof of service attached to the motion was not signed. It does not appear that the motion itself was properly served.

It does, however, appear that the summons and complaint were properly served. Notwithstanding the address on the docket (which was input by debtor or debtor's counsel), the proof of service attached to the summons and complaint reflects that it was served on debtor's correct address (see attachment to proof of service). The proof of service attached to the motion for default judgment shows the same thing (see attachment to proof of service).

The motion is not well taken and should be denied on both substantive and procedural grounds.

Party Information

Debtor(s):

Joel De Jesus Figueroa

Represented By
Daniel A DeSoto

Defendant(s):

Joel De Jesus Figueroa

Pro Se

Ana Figueroa

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

CONT... Joel De Jesus Figueroa

Chapter 7

Joint Debtor(s):

Ana Miriam Figueroa

Represented By
Daniel A DeSoto

Movant(s):

Joel De Jesus Figueroa

Pro Se

Ana Figueroa

Pro Se

Plaintiff(s):

Time Warner Cable Pacific West

Represented By
Nelson R Boylan

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:17-19964 Shepherd University

Chapter 7

Adv#: 2:19-01017 Bradley D. Sharp, Chapter 7 Trustee v. Global Merchant Cash, Inc.

#211.00 Defendant's Motion to Set Aside Default Judgment

fr. 8-27-19

Docket 18

***** VACATED *** REASON: CONT'D TO 11/19/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/12/19 -- Court approved stipulation continuing hearing to October 15, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

10/4/19 -- Court approved stipulation continuing hearing to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 15, 2019.

Party Information

Debtor(s):

Shepherd University

Represented By
Jaenam J Coe

Defendant(s):

Global Merchant Cash, Inc.

Represented By
Menachem Piekarski

Movant(s):

Global Merchant Cash, Inc.

Represented By
Menachem Piekarski

Plaintiff(s):

Bradley D. Sharp, Chapter 7 Trustee

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

CONT... Shepherd University

Chapter 7

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:19-14538 XU DONG

Chapter 7

Adv#: 2:19-01224 IMAGIC, INC, v. Dong

#212.00 Plaintiff's Motion for Default Judgment against Xu Dong

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Even if there is something in the contract that the court was unable to find that required defendant to spend the money obtained from plaintiff for expenses related to fulfilling the contract, breach of contract does not give rise to a nondischargeable liability. Plaintiff represents that a private investigator found out that defendant never had any contact with JYP or Got7, but there is no admissible evidence of this in the motion. Absent admissible evidence that the defendant's representations were false when made, there is no claim here. Continue hearing to give plaintiff an opportunity to provide at least a declaration from private investigator setting forth his/her findings.

Party Information

Debtor(s):

XU DONG

Represented By
Alice Lin

Defendant(s):

Xu Dong

Pro Se

Movant(s):

IMAGIC, INC,

Represented By
Young H Bae

Plaintiff(s):

IMAGIC, INC,

Represented By
Young H Bae

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

CONT... XU DONG

Chapter 7

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:19-14538 XU DONG

Chapter 7

Adv#: 2:19-01224 IMAGIC, INC, v. Dong

#213.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by IMAGIC, INC, against Dong Xu

fr. 9-17-19

Docket 1

Courtroom Deputy:

8/26/19 - Default entered against Defendant Xu Dong.

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

XU DONG

Represented By
Alice Lin

Defendant(s):

Xu Dong

Pro Se

Plaintiff(s):

IMAGIC, INC,

Represented By
Young H Bae

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

2:16-13852 East Coast Foods, Inc.

Chapter 11

Adv#: 2:19-01007 Flores et al v. East Coast Foods, Inc. d/b/a Rosdoe's House o

#214.00 Status Conference re: Notice of Removal of Civil Action Pending in the Los Angeles Superior Court with Proof of Service Nature of Suit: (01 (Determination of removed claim or cause)) Complaint by Daniel Flores, Dominique Spears, Jose Duarte, Maurice Faber, Ettieonne Cook, Toiva McKenzie, Arthur Moncayo against East Coast Foods, Inc. d/b/a Rosdoe's House of Chicken N' Waffles, Freeway Foods, Inc. d/b/a Roscoe's House Of Chicken N' Waffles, Shoreline Foods, Inc. d/b/a Roscoe's House Of Chicken N' Waffles, Lizbeth Jalilian aka Lisa Hernandez, Adriana Terrones, Waffle Plaza Properties, Inc., Roscoe's Intellectual Properties, LLC.

fr. 6-11-19, 8-7-19

Docket 1

***** VACATED *** REASON: 10/1/19 - ADV. DISMISSED. OFF CALENDAR.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

Parties attended mediation that produced a settlement. A hearing on the 9019 motion is currently set for August 7, 2019 at 11:00 a.m. Continue status conference to August 7, 2019 at 11:00 to be heard concurrently with 9019 motion. OFF CALENDAR FOR JUNE 11, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for August 7, 2019:

Revisit status of action after conclusion of hearing on motion for approval of compromise.

10/8/19 -- Parties signed and filed a stipulation re dismissal with prejudice and claim that no order dismissing is necessary. OFF CALENDAR. DIRECT

**United States Bankruptcy Court
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Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

CONT... East Coast Foods, Inc.

Chapter 11

CLERK TO CLOSE ADVERSARY PROCEEDING. NO APPEARANCE
REQUIRED.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Defendant(s):

Roscoe's Intellectual Properties,	Pro Se
Waffle Plaza Properties, Inc.	Pro Se
Adriana Terrones	Pro Se
Amusement Foods, Inc.	Pro Se
Shoreline Foods, Inc. d/b/a Roscoe's	Pro Se
Freeway Foods, Inc. d/b/a Roscoe's	Pro Se
East Coast Foods, Inc. d/b/a	Pro Se
Lizbeth Jalilian aka Lisa Hernandez	Pro Se

Plaintiff(s):

Daniel Flores	Pro Se
Dominique Spears	Pro Se
Jose Duarte	Pro Se
Maurice Faber	Pro Se
Ettieonne Cook	Pro Se
Toiva McKenzie	Pro Se
Arthur Moncayo	Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 15, 2019

Hearing Room 1539

2:00 PM

CONT... East Coast Foods, Inc.

Chapter 11

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford

Brian Weiss

Represented By
Robert S Marticello
Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

10:00 AM

2:19-20153 Phyllis America Haynes

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Debtor received Credit Counseling Post Petition

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has now filed certificate of credit counseling, but that certificate reflects that counseling occurred post-petition, and debtor has not requested or obtained an exemption from *prepetition* credit counseling requirement. As debtor did not complete credit counseling within the 180 days *before* the commencement of the bankruptcy case, debtor is not eligible to be a debtor in this bankruptcy case.

Dismiss case. (Nothing precludes this debtor from refiling, but new filing would be debtor's second bankruptcy case within a year, meaning that automatic stay will terminate within 30 days unless debtor moves for and obtains an extension.)

Party Information

Debtor(s):

Phyllis America Haynes

Pro Se

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

10:00 AM

2:18-11855 Onebada, Inc

Chapter 7

#2.00 Trustee's Motion For Entry Of An Order Pursuant To Rule 9019 Of The Federal Rules Of Bankruptcy Procedure Approving Settlement Agreement Resolving Adversary Proceeding And Authorizing Trustee To Compromise Controversy With Merchant Advance Pay, Inc.

Docket 258

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.

Courtroom Deputy:

10/7/19- Stella Havkin, (818) 999-1568 (ext. 1) has been approved for telephonic appearance on 10/16/19 @ 10AM

Tentative Ruling:

Grant motion. Approve compromise. Appearances waived. Trustee is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

10:00 AM

2:19-12873 Buzzard Guard, LLC

Chapter 11

#3.00 Debtor's Motion for Dismissal of Chapter 11 Case pursuant to 11 U.S.C Section 1112(b) and 305(a) of the Bankruptcy Code

Docket 80

***** VACATED *** REASON: 10/11/19 - CASE DISMISSED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/11/19 -- Court entered order denying motion as moot. Case has already been dismissed.

Party Information

Debtor(s):

Buzzard Guard, LLC

Represented By
Lionel E Giron
Crystle Jane Lindsey

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

10:00 AM

2:19-19334 MedCoast Medservice Inc.

Chapter 11

#4.00 Debtor's Motion for Order Authorizing Payment of Prepetition Payroll and to Honor Prepetition Employment Procedures (LBR 2081-1(a)(6))

Docket 55

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The Court has a variety of questions concerning this motion:

1. Why wasn't this brought on an emergency basis?
2. Why does motion represent that no one is owed more than \$10,000?
What is the significance of this figure?
3. Motion seeks ratification of any inadvertent payments of prepetition wages.
Were there any? If so, when, how much and to whom?
4. Does movant seek authority to permit outstanding prepetition paychecks to clear? This is not permissible. Accounts on which checks were written (if they are debtor's account and not third party such as ADP) must be closed.

Hearing required.

Party Information

Debtor(s):

MedCoast Medservice Inc.

Represented By
Henry D Paloci

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 11

#5.00 Scheduling and Case Management Conference in a Chapter 7 Case

Docket 1

Courtroom Deputy:

10/11/19 - Amelia Guisinger, (310)640-3070 x 2131, has been approved for telephonic appearance on 10/16/19 @ 10am

Tentative Ruling:

What is the status of this case? What issues does the chapter 7 trustee anticipate he or she will encounter? Hearing required.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#6.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

10/4/19 - Jessica Bagdanov, (818)827-9000, has been approved for telephonic appearance on 10/16/19 @ 10am

10/15/19 - Ariella Simonds, (310)407-4039, has been approved for telephonic appearance on 10/16/19 @ 10am.

10/15/19 - Reed Waddell, (323)658-9612, has been approved for telephonic appearance on 10/16/19 @ 10am.

Tentative Ruling:

Is debtor current on the rents due under its leases? Set bar date and deadline for service of notice of bar date. Continue case status conference for approximately 90 days.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#7.00 Debtor's Motion For An Order:

- (1) Approving Form Of Asset Purchase Agreement For Prospective Buyers To Use;
- (2) Approving Auction Sale Format, Bidding Procedures, And Bidding Qualification Requirements
- (3) Approving Form Of Notice To Be Provided To All Creditors And Interested Parties
- (4) Scheduling A Court Hearing To Consider Approval Of The Sale To The Highest Bidder

Docket 64

Courtroom Deputy:

10/15/19 - Ariella Simonds, (310)407-4039, has been approved for telephonic appearance on 10/16/19 @ 10am.

10/15/19 - Reed Waddell, (323)658-9612, has been approved for telephonic appearance on 10/16/19 @ 10am.

Tentative Ruling:

Why do we need a bidding order if there is more than one qualified bidder at the auction? Should the deadlines be 3 business days before the auction instead of 5? Hearing required.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

2:15-20029 Ida Mae Woods

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-12-15, 9-24-15, 1-6-16, 2-10-16, 3-16-16, 4-27-16, 9-7-16, 3-8-17, 12-12-17, 6-27-18, 12-12-18, 4-10-19, 10-9-19

Docket 1

Courtroom Deputy:

7/2/19 - Matter rescheduled to October 16, 2019 @ 11am

Tentative Ruling:

Did debtor ever serve the original order setting status conference? Did debtor ever file the initial status report? If not, why not? Hearing required.

10/1/15 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date --- September 25, 2015

Bar date -- November 30, 2015

L/D to file plan and disclosure statement -- November 30, 2015

Cont'd status conference -- January 6, 2016 at 2:00 p.m.

Hearing on disclosure statement -- January 6, 2016 at 2:00 p.m.

Tentative Ruling for January 6, 2016:

Continue case status conference to date of continued hearing on disclosure statement.

Tentative Ruling for April 27, 2016:

If Court confirms plan, set post-confirmation status conference and deadline for reorganized debtor to file status report accompanied by declaration.

Tentative Ruling for September 7, 2016:

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Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

According to status report, debtor is behind on payments to her professionals but hopes to catch up from a workers compensation award that she expects to receive. Professionals have not agreed to this payment plan, but do they anticipate taking any action in an effort to enforce their claims under the plan? Hearing required.

Final Ruling for September 7, 2017:

Continue hearing to March 8 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than February 24, 2017.

Tentative Ruling for March 8, 2017:

According to status report, debtor is current on the payments due both secured creditors and unsecured creditors under the plan and is only in default on payments due administrative claimants. Is this correct?

Hearing required.

Tentative Ruling for December 13, 2017:

Is debtor now current on all plan payments? Post confirmation status report is not accompanied by a declaration and makes no mention of administrative claimants. Hearing required.

Tentative Ruling for June 27, 2018:

Continue hearing to December 12, 2018 at 11:00 a.m. Debtor should file and serve updated status report accompanied by debtor's declaration not later than November 30, 2018.

Tentative Ruling for December 12, 2018:

How much does former counsel claim debtor owes for professional fees? Has debtor made any progress in resolving issues with Wells Fargo? Did debtor succeed in paying November payments to secured creditors and

**United States Bankruptcy Court
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Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

October payments to unsecured creditors? Is debtor now current on payments under the plan?

Tentative Ruling for April 9, 2019:

Has debtor now made any of the March payments due secured creditors or the February and March payments due unsecureds? When are the April payments due? What is the status of debtor's efforts to clarify amounts due Wells Fargo?

Hearing required.

Tentative Ruling for October 16, 2019:

The Court is confused by the entry on the debtor's report fro Wells Fargo (now Fay Servicing). Has the debtor paid the June 2019 payment? Has the debtor paid any of the payments due for August, September and October 2019 for this lender? The Court has the same questions with regard to the two Pennymac (now SN Servicing) unsecured claims.

Party Information

Debtor(s):

Ida Mae Woods

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

#101.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-16-16, 5-4-16, 8-10-16, 10-19-16, 11-2-16, 12-14-16, 2-15-17,4-26-17, 10-4-17, 12-6-17, 2-28-18, 8-8-18, 11-6-18, 12-4-18, 2-26-19, 4-9-1, 8-14-19, 8-15-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/6/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

When Court appointed trustee, Court set case status conference for May 4, 2016 at 11:00 a.m. and instructed UST to include in order appointing trustee the date of the status conference and that a written status report will be due by April 22. This language did not find its way into the order. No status report was filed.

What is the status of this matter?

Tentative Ruling for August 10, 2016:

When will trustee be filing chapter 11 plan? Continue case status conference to date that can serve as date of hearing on disclosure statement. Waive requirement of updated status report for next hearing.

Tentative Ruling for November 2, 2016:

Revisit status of case after conclusion of hearing on disclosure statement.

12/5/16 -- court continued hearings to February 15, 2017 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 14, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for February 15, 2017:

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 26, 2017:

If court confirms plan, take case status conference off calendar and set post-confirmation status conference.

Tentative Ruling for October 4, 2017:

At trustee's request, continue post-confirmation status conference to December 6, 2017 at 11:00 a.m. Trustee should file updated status report not later than November 29, 2017. APPEARANCES WAIVED ON OCTOBER 4, 2017.

Tentative Ruling for December 6, 2017:

Debtor should demand return of excess funds by a date certain and, if funds are not returned by that date, bring a motion to compel refund of overpayment. Continue case status conference to February 28, 2018 at 11:00 a.m. Trustee should file an updated status report not later than February 16, 2018. APPEARANCES WAIVED ON DECEMBER 6, 2017.

Tentative Ruling for February 28, 2018:

It seems pretty straightforward that PA Investment should be required to return the overpayment (the "Excess Funds"). Set deadline for the debtor to commence action against PA Investment for a return of the Excess Funds. If the debtor fails to comply with this deadline or to supply the missing \$85,000 itself, trustee should move forward with a sale of the property. Plan needs to be consummated.

3/2/18 -- Court signed scheduling order directing debtor to either commence adversary proceeding against PA Investment for the overpayment (or to pay this amount to the trustee itself) or the trustee will have authority to enforce and implement the default provisions under the plan.

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Hearing Room 1539

11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Tentative Ruling for August 8, 2018:

Continue status conference to November 6, 2018 at 2:00 p.m. as a holding date, at which point the court will set a further continued status conference, the date of which will depend on what happens at the status conference in the reorganized debtor's adversary proceeding. APPEARANCES WAIVED ON AUGUST 8, 2018.

Tentative Ruling for November 6, 2018:

Continue case status conference to December 4, 2018 at 2:00 p.m. to coincide with date and time of status conference in adversary proceeding. APPEARANCES WAIVED ON NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

It does not appear that adversary proceeding will be resolved in the near future.

Court will not leave plan in a state of limbo for extended period. Discuss with parties what should happen to plan and case if plan cannot go effective in the near future.

Final Ruling for December 4, 2018:

Court entered order dated December 11, 2019, continuing case status conference to February 26, 2019 at 2:00 p.m and providing that, if trustee does not receive from reorganized debtor sufficient funds to enable trustee to make all payments then due under confirmed plan by 4:00 p.m. on February 19, 2019, the trustee must declare a default under the plan and invoke the plan provisions that apply in the event of a default. Court directed trustee to file and serve an updated status report not later than February 19, 2019.

Tentative Ruling for February 26, 2019:

Has the trustee declared a default under the plan? If not, why not and when will the trustee declare a default under the plan? When will the trustee employ a broker to market the property? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Final Ruling from February 26, 2019:

Continue case status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with status conference in adversary proceeding to recover alleged overpayment. Trustee should file updated status report not later than March 29, 2019. (Trustee has discovered that debtor took out another loan secured by the property for \$500,000.)

Tentative Ruling for April 9, 2019:

Reorganized debtor paid the trustee \$175,000, which the trustee believes is sufficient to consummate the plan. When does the trustee anticipate that she will be in a position to make the required plan disbursements?

Tentative Ruling for August 15, 2019:

Continue status conference to October 16, 2019 at 11:00 a.m. Trustee should file updated status report not later than October 7, 2019.
APPEARANCES WAIVED ON AUGUST 15, 2019.

Tentative Ruling for October 16, 2019:

Continue case status conference to November 6, 2019 at 10:00 a.m. to be heard concurrently with trustee's motion for final decree. Appearances waived on October 16, 2019.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT... Arroyo Vision Care, LLC

Asa S Hami
Daniel A Lev

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#102.00 Debtor's Motion For Final Decree and Order Closing Case

fr. 6-19-19, 7-31-19, 8-28-19, 10-3-19

Docket 206

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Final Ruling from June 19, 2019:

Continue hearing to July 31, 2019 at 10:00 a.m. Court needs to ascertain whether debtor is current on payments on secured claim and how much more is due on the unsecured portion of creditor's claim.

Tentative Ruling for July 31, 2019:

Debtor now reports that she is current with regard to the secured claim, with the exception of \$336.80 due from the June 2019 payment and \$2,765 due from the July 2019 payment (for total past due payments of \$3,101.80) and that, with regard to the unsecured portion of the claim, she has paid a total of \$2,573.17, leaving an unpaid balance for the claim of \$4,925. (This payment total includes two payments of \$400 each that debtor intended for the unsecured portion of the claim, but asserts that lender applied against secured portion.) It does not include two payments of \$400 that were returned to the debtor based on an invalid address.

Overrule evidentiary objections. Lender asserts that debtor should not get double credit, treating the payments that she intended to be applied to the unsecured claim as having been paid on account of both the unsecured and the secured claims, but a review of the debtor's chart of payments on account of the secured claims does not reflect these two misdirected \$400 payments.

With regard to the debtor's failure to file the document in a timely manner,

**United States Bankruptcy Court
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11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

court is prepared to give the lender additional time to respond if the debtor's belated filing deprived the lender of the time that it needed to do the required research.

Lender claims that the debtor is currently past due for the months of May through July 2019 on the secured claim, for a total of 3x \$2,765, less \$1,631.33 held in suspense, for a balance of \$6,663.67. Lender claims that there is a total due with regard to the unsecured claim of \$4,925.01. As this is a penny off from the debtor's calculations, there does not appear to be a meaningful dispute with regard to the unsecured claim.

Debtor needs to supply the separate dollar amounts and check numbers of each partial payment when she made more than one payment in a given month so that the lender can attempt to track these payments. Lender should annotate debtor's schedule to reflect where there are differences. Court will not do the comparison for the parties. Once debtor supplies the missing information, lender will need to identify for the court which of the payments identified by the debtor it denies receiving and which payment amounts it contends are wrong (by annotation on the debtor's chart) so that the court can determine what the actual issues to be resolved are and where additional evidence may be required. Also, the court needs additional information as to the basis for each party's contentions as to the appropriate payment amounts. Do these numbers come from the plan? Does the plan establish a fixed payment amount or a variable interest rate? Were notices sent to the debtor when there were increases?

Hearing required.

Final Ruling from July 31, 2019:

Continue hearing to 11:00 a.m. on August 28, 2019. By August 1, debtor will file an updated chart that has totals on the bottom. For months in which debtor made more than one payment, debtor should breakout the amount of each payment and provide check numbers (if payments were made by check). By August 21, 2019, Lender should file and serve its response. Lender should annotate the debtor's chart, identify any payments that it did not receive, update its calculations and be able to reconcile amounts shown on its

**United States Bankruptcy Court
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11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

online system. Court disallowed request for attorneys' fees, as claim is undersecured, but will permit reimbursement for advances for insurance and taxes, if there are any. (Debtor handed lender's counsel check for \$492.50 as a payment toward the unsecured claim for the second quarter of 2019. Debtor will make payments from this point forward on the unsecured claim in amounts at least equal to the payments contemplated by the plan at least quarterly.

Tentative Ruling for August 28, 2019:

In Suarez declaration, lender contends that there are three post-confirmation monthly mortgage payments due, but lender identifies these payments as being for the months of June 2019 through July 2019, which is two months. Later in the attachments, it appears that August 2019 is the missing third month. Is this correct?

At prior hearing, it appeared that there were no remaining disputes as to the amounts paid on account of the unsecured claim. With regard to the secured portion of the claim, the parties agreed that the basis of the disagreement between them was the uncertainty (and difficulties in calculation) arising from the changes in the payments due for the escrow account and any advances made by the lender for real estate taxes and insurance.

Debtor's calculation showed a payment of \$1,000 on August 6, 2019. Lender had not received this payment as of the time it filed its latest round of declarations. Has this payment shown up? If not, was this amount deducted from the debtor's bank account?

Debtor acknowledged that there was a \$2,200 payment that was returned to the debtor. Was this still included in the debtor's calculations?

In a number of instances, the lender has reported that the amount of a payment reflected on the debtor's chart is overstated by a few dollars (for example, \$15 on January 7, 2016; \$6.40 on February 10, 2016 and \$26.44 on June 14, 2016). Does debtor have bank statements or other evidence to support her contentions with regard to the amount of these payments?

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11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

With the exception of the missing \$1,000 payment and the discrepancies identified in the preceding paragraph, does the debtor disagree with the lender's calculations in any respect?

Hearing required.

9/17/19 -- At hearing held this date, Court continued this matter to October 16, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 3, 2019.

Tentative Ruling for October 16, 2019:

What has happened since the last hearing? What is the debtor's game plan with regard to the future of this case? Hearing required.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

Movant(s):

Tabitha A. Joiner

Represented By
Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

2:12-28682 Tabitha A. Joiner

Chapter 11

#103.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr 7-11-13; 8/15/13, 8-22-13, 9-26-13, 10-23-13, 2-26-14, 6-4-14, 12-3-14, 6-10-15, 12-9-15, 6-15-16, 12-14-16, 5-17-17, 6-7-17, 12-6-17, 3-21-18, 9-26-18, 3-20-19, 5-1-19, 6-19-19, 7-31-19, 8-28-19, 10-3-19

Docket 82

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue case status conference to December 3, 2014 at 11:00 a.m. Debtor should file with the Court status report that sets forth plan payments made through that date not later than November 21, 2014. APPEARANCES WAIVED ON JUNE 4, 2014.

Tentative Ruling for December 3, 2014:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for June 10, 2015:

Where is the required status report with evidence of the payments made?
Hearing required.

Tentative Ruling for December 9, 2015:

Continue status conference for approximately 6 months. Set new deadline for filing status report and discuss form of status report with debtor.

Final Ruling for December 9, 2015:

**United States Bankruptcy Court
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Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

Continue hearing to June 15, 2016 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than June 3, 2016.

Tentative Ruling for June 15, 2016:

Where is the status report that should have been filed by June 3, 2016?

Tentative Ruling for December 14, 2016:

Court ordered debtor to file updated status report by December 1. The only report the Court has seen is the Post-Confirmation Status Report for the quarter ending September 30, 2016, filed December 5, 2016. According to that report, the debtor made a total of \$31,268.15 in disbursements during the third quarter. Is this right? Is the debtor now current on her plan payments? Hearing required.

Final Ruling for December 14, 2016:

Debtor is now in compliance and is current on her plan payments. Continue hearing to May 17, 2017 at 11:00 a.m. Reorganized debtor should file and serve an updated status report not later than May 5, 2017.

Tentative Ruling for May 17, 2017:

Where is the status report that should have been filed on May 5, 2017? What is the status of this case? Hearing required.

Tentative Ruling for June 7, 2017:

Court has reviewed reorganized debtor's status reports. Continue case status conference to December 6, 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than November 29, 2017.

APPEARANCES WAIVED ON JUNE 7, 2017.

Tentative Ruling for December 6, 2017:

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT... Tabitha A. Joiner

Chapter 11

According to coversheet to status report, payments to BNY Mellon and Deutsche Bank on account of unsecured claims are being returned uncashed? Has debtor had any contact with creditors? Have they explained why this is occurring? Hearing required.

Final Ruling for December 6, 2018:

Continue case status conference to March 21, 2018 at 11:00 a.m.
Reorganized debtor should file updated status report by March 9, 2018. UST should serve written notice on the debtor.

Tentative Ruling for March 21, 2018:

Docket does not reflect service of a notice or filing of an updated status report. What is the status of this matter? Hearing required.

Tentative Ruling for September 26, 2018:

Continue case status conference to March 20, 2019 at 11:00 a.m.
Reorganized debtor should file updated status report not later than March 8, 2019. APPEARANCES WAIVED ON SEPTEMBER 26, 2018.

Tentative Ruling for March 20, 2019:

Court previously disallowed the unsecured portion of secured creditors' claims due to their failure to provide correct mailing address information, but their secured claims remain as liens against the debtor's property. Does the debtor agree with the information contained in secure creditors' notice regarding failure to make post-petition plan payments on their secured claims?

Hearing required.

Tentative Ruling for May 1, 2019:

Debtor filed a motion for a final decree on negative notice on April 16, 2019.
Continue hearing to June 19, 2019 at 11:00 a.m. to give the court an

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, October 16, 2019

Hearing Room 1539

11:00 AM

CONT...

Tabitha A. Joiner

Chapter 11

opportunity to process motion for final decree. **Appearances waived on May 1, 2019.** (Once notice period for motion has passed, debtor should file a declaration attesting to the fact that she hasn't received any oppositions, if this is the case, and asking that the Court issue a final decree. If anyone files an opposition to the motion, debtor should notice a hearing on the opposition to her motion.)

Tentative Ruling for August 28, 2019:

Revisit status of case after conclusion of related matters on calendar.

9/17/19 -- At hearing held this date, Court continued this matter to October 16, 2019 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 3, 2019.

Tentative Ruling for October 16, 2019:

What has happened since the last hearing? What is the debtor's game plan with regard to the future of this case? Hearing required.

Party Information

Debtor(s):

Tabitha A. Joiner

Represented By

Thomas E Kent - SUSPENDED BK -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, October 16, 2019

Hearing Room 1539

2:00 PM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#200.00 Application for Compensation and Reimbursement of Expenses for Development Specialists, Inc., Accountant, Period: 11/1/2018 to 8/31/2019
[Fees requested: \$150,493.00, Expenses: \$341.74]

Docket 292

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$105,493 and costs of \$341.74. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan
Ashleigh A Danker

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, October 16, 2019

Hearing Room 1539

2:00 PM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#201.00 First Interim Application for Compensation and Reimbursement of Expenses for Peter J Mastan, Trustee's Attorney, Period: 11/1/2018 to 8/31/2019
[Fees requested: \$380,630.50, Expenses: \$2,999.92]

Docket 294

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$380,630.50 and costs of \$2,999.92. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

Trustee(s):

R. Todd Neilson (TR)

Represented By
Peter J Mastan
Ashleigh A Danker

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, October 16, 2019

Hearing Room 1539

2:00 PM

2:18-20868 Regdalin Properties, LLC

Chapter 11

#202.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-7-18, 1-10-19, 4-10-19, 7-17-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/15/20 @ 11AM.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for January 10, 2019:

Discuss with trustee why he believes that keeping this case in chapter 11 makes more sense than converting the case to chapter 7. When does trustee think he will have all of the appropriate insurance coverages in place? Continue status conference for approximately 90 days.

Final Ruling for January 10, 2019:

Continue hearing to April 10, 2019 at 11:00 a.m. Trustee should file updated status report by April 1, 2019.

Tentative Ruling for April 10, 2019:

Court has reviewed the trustee's updated status report. Set continued status conference for July 17, 2019 at 11:00 a.m. Trustee should file updated status report by July 8, 2019. Waive appearances on April 10, 2019.

Tentative Ruling for July 17, 2019:

Has the sale of the Alondra property now closed? If not, what is the status of that sale?

What is the status of the proposed sale of the Anderson property? Has the financing contingency period passed?

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Wednesday, October 16, 2019

Hearing Room 1539

2:00 PM

CONT... Regdalin Properties, LLC

Chapter 11

Continue status conference approximately 90 days. Should the court set bar date and deadline for serving/publishing notice of bar date?

Tentative Ruling for October 16, 2019:

Court has reviewed trustee's status report. Continue case status conference to January 15, 2020 at 11:00 a.m. Trustee should file and serve updated status report not later than January 3, 2020. Appearances waived on October 16, 2019.

Party Information

Debtor(s):

Regdalin Properties, LLC

Represented By
Henrik Mosesi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 17, 2019

Hearing Room 1539

10:00 AM

2:17-22362 Golden Vista Construction Inc

Chapter 7

#1.00 Evidentiary Hearing re: Objections to Application for Compensation and Reimbursement of Expenses for Stephen L Burton, Debtor's Attorney, Period: 10/9/2017 to 9/13/2018

[Fees requested: \$69197.66, Expenses: \$1113.40]

Docket 122

*** VACATED *** REASON: CONT'D. TO 12/5/19 @ 10AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to give applicant to file an amended application that addresses the concerns raised by the United States Trustee. Further, inasmuch as there appear to be significant factual disputes between debtor and counsel as to such matters as whether billing statements were sent, whether misrepresentations were made and whether counsel performed services in a competent manner, it appears that an evidentiary hearing may be required. Discuss schedule for these matters with the parties.

9/11/19 -- Court approved order appointing mediators.

10/15/19 -- Court approved stipulation continuing hearing to December 5, 2019 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 15, 2019.

Party Information

Debtor(s):

Golden Vista Construction Inc

Represented By
Jason Wallach

Movant(s):

Stephen L. Burton

Represented By
Stephen L Burton

Randolph L Neel

Represented By
Stephen L Burton

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 17, 2019

Hearing Room 1539

10:00 AM

CONT... Golden Vista Construction Inc

Chapter 7

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, October 22, 2019

Hearing Room 1539

10:00 AM

2:17-23205 Joseph Michael Garcia
Adv#: 2:18-01023 Cunjak v. Garcia

Chapter 7

#1.00 TRIAL re: 41 (Objection / revocation of discharge - 727(c),(d),(e))) Complaint by Michael Cunjak against Joseph Michael Garcia

fr. 4-3-18, 7-17-18, 0-2-18, 11-27-18, 2-26-19, 4-16-19, 7-2-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/18/20 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Party Information

Debtor(s):

Joseph Michael Garcia

Represented By
John Asuncion

Defendant(s):

Joseph Michael Garcia

Represented By
Sevan Gorginian

Plaintiff(s):

Michael Cunjak

Represented By
Sanaz S Bereliani

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 24, 2019

Hearing Room 1539

10:00 AM

2:19-22339 Settlers Jerky Inc.

Chapter 11

#1.00 Emergency motion Debtors Emergency Motion For Entry Of An Interim Order: (I) Authorizing The Debtor To Utilize Cash Collateral Pursuant To 11 U.S.C. §§ 361, 362, 363; (II) Granting Adequate Protection Pursuant To 11 U.S.C. §§ 361, 362, 363; (III) Scheduling A Final Hearing Pursuant To Bankruptcy Rules 4001(B); And (IV) Granting Related Relief

Docket 5

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Provided service is adequate, authorize debtor to use cash collateral generated by each piece of property solely for the purpose of paying insurance, real property taxes, operating expenses and mortgage with regard to that property. Grant motion on an interim basis, authorizing use of cash collateral in an amount sufficient to enable debtor in possession to operate through the date of final hearing (to be calculated at hearing) in accordance with budget plus a 15 percent variance. All lenders shall receive replacement lien on post-petition assets, other than avoiding power actions, to secure the diminution in value of their prepetition collateral. Post-petition liens shall have the same validity and priority as prepetition liens. Set final hearing on motion.

Party Information

Debtor(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

Movant(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 24, 2019

Hearing Room 1539

10:00 AM

2:19-22339 Settlers Jerky Inc.

Chapter 11

#2.00 Emergency motion Debtor's Emergency Motion For Entry Of An Order Authorizing Debtor To Honor And/Or Pay Pre-Petition Wages, Vacation, Leave And Other Benefits, And Reimbursable Expenses; Honor And/Or Pay Related Payroll Taxes And Workers' Compensation Insurance Costs

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Authorize debtor to pay prepetition wages and honor prepetition benefits *for its employees* up to an aggregate of priority amount per employee, excluding insiders. Deny motion with regard to amounts due Aerotek. These amounts are do not qualify for treatment as priority wages. Payments are not due the employees; they are due the agency who employs them (who will pay them whether or not they receive money from the debtor). Debtor needs to either seek authority to pay Aerotek as a critical vendor or, if there is a contract between the debtor and Aerotek, debtor could assume contract and pay arrearages due in connection with assumption.

Party Information

Debtor(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

Movant(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 24, 2019

Hearing Room 1539

10:00 AM

2:19-22339 Settlers Jerky Inc.

Chapter 11

#3.00 Emergency motion Debtor's Emergency Motion For Entry Of An Order Authorizing Debtor To Provide Adequate Assurance Of Future Payment To Utility Companies Pursuant To 11 U.S.C. § 366

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant in part and deny in part. Court will set a date for a continued hearing now. Debtor should serve notice of the motion and the continued hearing date on utilities by a date set by the Court. Along with that motion should be a notice setting forth the deposits that the debtor intends to make with regard to each utility. Notice should be accompanied by payment of the actual deposits themselves. Utilities that do not object by a date certain will be deemed to have agreed to the adequate assurance that the debtor has proposed. If a utility does object, it should be required to specify in writing what it believes the debtor should be required to do in order to provide it with adequate assurance. If the parties are unable to resolve the issue consensually, the debtor should file the utility's request and its response by a date certain. Utility should have an opportunity to file a brief on this issue and the Court will resolve the question at the continued hearing. Utility will be precluded from terminating service until the resolution of the dispute.

Party Information

Debtor(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

Movant(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, October 24, 2019

Hearing Room 1539

10:00 AM

CONT... Settlers Jerky Inc.

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 30, 2019

Hearing Room 1539

10:00 AM

2:06-16096 Morry Waksberg MD

Chapter 7

#1.00 Status Conference of Chapter 7 Case

fr. 5-29-19

Docket 1131

***** VACATED *** REASON: 7/2/19 - MATTER RESCHEDULED TO
11/6/19 @ 10AM**

Courtroom Deputy:

7/2/19 - Notice of rescheduled hearing mailed to parties. Hearing rescheduled to 11/6/19 @ 10am

Party Information

Debtor(s):

Morry Waksberg MD

Represented By

Steven Karlton Kop - DISBARRED -
Daniel J McCarthy
William A Kent

Trustee(s):

Alfred H Siegel (TR)

Represented By

Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Victor A Sahn
Michael V Mancini
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, October 30, 2019

Hearing Room 1539

10:00 AM

2:06-16101 Morry Waksberg MD Inc

Chapter 7

#2.00 Status Conference of Chapter 7 Case

fr. 5-29-19

Docket 826

***** VACATED *** REASON: 7/2/19 - MATTER RESCHEDULED TO
11/6/19 @ 10AM**

Courtroom Deputy:

7/2/19 - Notice of rescheduled hearing mailed to parties. Hearing rescheduled to 11/6/19 @ 10am

Party Information

Debtor(s):

Morry Waksberg MD Inc

Represented By
Daniel J McCarthy

Trustee(s):

Alfred H Siegel (TR)

Represented By
Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 7044 Los Tilos Road, Los Angeles, CA 90068

MOVANT: CENLAR FSB AS SERVICER FOR MORGAN STANLEY PRIVATE BANK, NATIONAL ASSOCIATION

fr. 10-1-19

Docket 128

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION
FILED : 10/31/19**

Courtroom Deputy:

10/2/19 - R. Gibson Pagter, (714)541-6072x 221, has been approved for telephonic appearance on 11/5/19 @ 10am

Tentative Ruling:

Tentative Ruling for October 1, 2019:

The motion is too cute by half. The valuation from the debtor's schedules of \$75,000 is obviously inaccurate. Perhaps this was the debtor's estimate of the net equity value. The real property, even if entirely unimproved, would be significantly more than that in 90068 and no lender would have advanced more than \$2,000,000 in connection with a piece of property worth \$75,000.

The response includes a valuation figure that is arguably admissible as an admission by a party opponent, in that movant is acting on behalf of Morgan Stanley Private Bank and the admission is by an agent of Morgan Stanley Private Bank. According to Ms. Hernandez, Morgan Stanley values the property at \$4.3 million.

At this value, there is a large equity cushion sufficient to provide adequate protection and the estate has equity in the property. There is no evidence that the property is declining in value. Therefore, motion should be denied.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

Final Ruling for October 1, 2019:

Continue hearing to Novmeber 5, 2019 at 10:00 a.m. Movant should file and serve supplemental declaration with appraisal not later than October 22, 2019. Oppositions will be due by October 29, 2019.

Tentative Ruling for November 5, 2019:

Trustee has filed a notice of proposed abandonment, but oppositions to that notice have been filed. Movant did not file supplemental declaration. Deny motion without prejudice. Movant will obtain relief if property is abandoned.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Movant(s):

Cenlar FSB as servicer for Morgan

Represented By
Merdaud Jafarnia

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1543 West Olympic Blvd., Los Angeles, CA 90015

MOVANT: BENJAMIN AN

fr. 7-30-19, 8-13-19, 10-15-19

Docket 93

Courtroom Deputy:

10/29/19 - Nami R Kang , (310) 785-0885, has been approved for telephonic appearance on 11/05/19 @ 10:00AM

Tentative Ruling:

7/15/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JULY 30, 2019.

Tentative Ruling for August 13, 2019:

There is no evidence in the motion as to the value of the property. Movant bears the burden of proof on the issue of the debtor's equity in the property. According to the trustee, there is insurance and adequate equity to provide adequate protection. Therefore, movant is not entitled to relief under either section 362(d)(1) or 362(d)(2).

Although there were prior bankruptcy filings, the instant bankruptcy case was brought as an involuntary case by a creditor and was not part of the debtor's scheme to hinder, delay or defraud creditors. Therefore, the motion should be denied under section 362(d)(4) as well.

Continue hearing for approximately 90 days to see how much progress the

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

trustee is able to make in his efforts to liquidate assets of the estate.

Final Ruling for August 13, 2019:

Continue hearing to October 15, 2019 at 10:30 a.m. Movant should file and serve by September 3, 2019 any supplemental papers re value of property and whether movant's interest is adequately protected. Trustee can file and serve any supplemental response by September 17, 2019.

Tentative Ruling for October 15, 2019:

Court has not received any supplemental briefing on this motion. Deny motion without prejudice.

Final Ruling for October 1, 2019:

Continue hearing to November 5, 2019 at 10:00 a.m. Movant should file and serve supplemental declaration not later than October 23, 2019. Oppositions will be due by October 30, 2019.

Tentative Ruling for November 5, 2019:

There is no declaration accompanying the broker's price opinion. Therefore, there is still no admissible evidence of the property's value. Deny motion without prejudice.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Movant(s):

Benjamin An

Represented By
Steven J Barkin

Trustee(s):

Wesley H Avery (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

CONT... Bricks Hospitality Group, L.L.C.

Varand Gourjian

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-17894 Rickey Trenell Jackson, Jr

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1423 East Mauretania Street, Wilmington, CA 90744

MOVANT: MILL CITY MORTGAGE LOAN TRUST 2017-1, WILMINGTON SAVINGS FUND SOCIETY, DBA CHRISTIANA TRUST AS TRUSTEE

fr. 9-10-19, 10-1-19

Docket 13

Courtroom Deputy:

10/29/19 - Alan Wolf , (949) 480-1764, has been approved for telephonic appearance on 11/05/19 @ 10:00AM

Tentative Ruling:

Tentative Ruling for September 10, 2019:

Court is confused. If movant is willing to enter into a loan modification with debtor, it will do so (and may want relief from stay to do so in any event). If movant is unwilling to enter into a loan modification, deferring the grant of relief from stay will not result in a loan modification. Debtor suggests, in the alternative, an adequate protection order, but does not offer any adequate protection. Is debtor proposing to make payments to movant during the 60-day period?

Hearing required.

Final Ruling for September 10, 2019:

Court continued hearing to October 1, 2019 at 10:00 a.m. at the parties' request to give them an opportunity to negotiate an adequate protection order.

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

CONT... Rickey Trenell Jackson, Jr

Chapter 7

Tentative Ruling for October 1, 2019:

What, if anything, has transpired since the September 10 hearing?

Final Ruling for October 1, 2019:

At request of parties, continue hearing to November 5, 2019 at 10:00 a.m.

Tentative Ruling for November 5, 2019:

What, if anything, has transpired since the October hearing?

Party Information

Debtor(s):

Rickey Trenell Jackson Jr

Represented By
Brian J Soo-Hoo

Movant(s):

Mill City Mortgage Loan Trust 2017

Represented By
Daniel K Fujimoto
Caren J Castle

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-18669 Tannisha Denee Duncan

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 1012 Doreen Place #1, Venice, CA 90291

MOVANT: AIMCO VENEZIA, LLC

Docket 10

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3), but with annulment.

Party Information

Debtor(s):

Tannisha Denee Duncan

Represented By
Steven A Alpert

Movant(s):

Aimco Venezia, LLC

Represented By
Linda T Hollenbeck

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-18948 Sandy Alatorre

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 Chevrolet Sonic, VIN 1G1JE5SB1G4148087 .

MOVANT: AMERICREDIT FINANCIAL SERVICES, INC. DBA GM FINANCIAL

Docket 8

Courtroom Deputy:

10/23/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 11/5/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Sandy Alatorre

Represented By
D Justin Harelik

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-19601 Ruby Raychelle Price Johnson

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 Mercedes-Benz C250W, VIN: WDDGF4HB5DA783185 .

MOVANT: SANTANDER CONSUMER USA INC.

Docket 12

Courtroom Deputy:

10/23/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 11/5/19 @ 10am

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Ruby Raychelle Price Johnson

Represented By
Raymond J Seo

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-20153 Phyllis America Haynes

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 41234 Almond Avenue, Palmdale, CA 93551

MOVANT: 2017-1 IH BORROWER LP, A DELAWARE LIMITED PARTNERSHIP

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Motion states (in two places) that unlawful detainer action was filed on August 22, 2019 without knowledge of debtor's bankruptcy filing. This is not surprising as there was no bankruptcy as of that date. The issue is whether movant knew of the bankruptcy filing at the time of the unlawful detainer trial and entry of judgment on September 12, 2019. Declaration is silent on this issue. Declaration states that movant's attorney received an email advising him of the bankruptcy filing on September 17, but does not say that he had no prior knowledge of the filing or when he actually first learned of the bankruptcy filing. If movant would like the automatic stay annulled, continue hearing to give movant an opportunity to file supplemental declaration that actually discloses when movant first learned of the bankruptcy filing.

Party Information

Debtor(s):

Phyllis America Haynes

Pro Se

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-20178 Reyna Doris Vazquez-Encisco

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: Debtor is Tenant at Real Property located at 17019 E. Alwood St., West Covina, CA 91791 .

MOVANT: IRENE ZAVALA

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Reyna Doris Vazquez-Encisco

Represented By
Raymond Perez

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-20188 Alvaro Ernesto Polanco, Jr.

Chapter 7

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 TOYOTA COROLLA , VIN #5YFBURHE9GP394275

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 8

Courtroom Deputy:

10/29/19 - Kirsten Martniez, (213) 863-6071 has been approved for telephonic appearance on 11/5/19 @ 10AM

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Alvaro Ernesto Polanco Jr.

Represented By
Francis Guilardi

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-20387 Jean-Baptiste Aime Rugiero

Chapter 7

#10.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 CADILLAC ESCALADE 2WD, VIN 1GYS3AKJ7JR276856 .

MOVANT: ACAR LEASIN LTD D/B/A GM FINANCIAL LEASING

Docket 9

Courtroom Deputy:

10/23/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 11/5/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Jean-Baptiste Aime Rugiero

Represented By
Gregory Grigoryants

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-20387 Jean-Baptiste Aime Rugiero

Chapter 7

#11.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2016 CADILLAC ELR VIN 1G6RL1E45GU101119 .

MOVANT: ACAR LEASING LTD D/B/A/ GM FINANCIAL LEASING

Docket 14

Courtroom Deputy:

10/23/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 11/5/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Jean-Baptiste Aime Rugiero

Represented By
Gregory Grigoryants

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

10:00 AM

2:19-20935 ALQUIN ISIP BONIFACIO

Chapter 7

#12.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Honda Accord Sedan VIN # 1HGCR2F56FA245357

MOVANT: CONSUMER PORTFOLIO SERVICES

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

ALQUIN ISIP BONIFACIO

Represented By
Silvia Bombalier

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:17-23472 Tricia Lee Friedman

Chapter 7

Adv#: 2:19-01056 Friedman v. Navient Private Loan Trust et al

#200.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Tricia Lee Friedman against Department of Education, Navient Private Loan Trust, Pennsylvania Higher Education Assistance Agency, The American University

fr. 4-30-19, 7-30-19

Docket 1

Courtroom Deputy:

10-29-19 - Dennis Winters, (714)836-1381, has been approved for telephonic appearance on 11/05/19 @ 2pm

Tentative Ruling:

Set discovery cutoff for approximately 90 to 120 days. Set continued status conference for approximately same time frame. When do parties anticipate that they will begin discussing the prospect of settlement? Hearing required.

5/3/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- July 30, 2019 at 2:00 p.m.

L/D to file joint status report -- July 16, 2019

L/D to complete discovery -- October 31, 2019

Tentative Ruling for July 30, 2019:

Does plaintiff plan to request the entry of American University's default? If not, why not?

When do the parties anticipate that they will be in a position to discuss settlement? Has a date been scheduled for medication examination?

Hearing required.

8/5/19 -- Court approved scheduling order with the following dates:

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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Tricia Lee Friedman

Chapter 7

Cont'd status conference -- 11/5/19 at 2:00 p.m.
L/D to file joint status report -- 10/22/19

9/24/19 -- Court approved stipulation dismissing Department of Education as
a defendant in adversary proceeding.

Tentative Ruling for November 5, 2019:

How optimistic are the parties that they will be able to resolve this matter
consensually without the assistance of a mediator?

Set discovery cutoff for approximately 60 days and pretrial conference
approximately 45 days thereafter.

Party Information

Debtor(s):

Tricia Lee Friedman

Represented By
Heather J Canning
Christine A Kingston

Defendant(s):

Navient Private Loan Trust

Represented By
Dennis C. Winters

The American University

Pro Se

Plaintiff(s):

Tricialee Friedman

Represented By
Christine A Kingston

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:18-10510 Lisa Nicole Brubaker

Chapter 7

Adv#: 2:18-01230 Brubaker v. Nelnet Loan Service Inc et al

#201.00 Pretrial Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Lisa Nicole Brubaker against Firstmark Access Group , Nelnet Loan Service Inc , Deutsche Bank ELT Access Group , American Student Loan Assistance
fr. 9-26-18, 10-23-18, 1-15-19, 4-2-19, 5-7-19, 6-11-19, 8-13-19

Docket 1

***** VACATED *** REASON: 8/29/19 - STIPULATED JUDGMENT ENTERED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late February. Set pretrial conference for late March. Require parties to complete a day of mediation prior to date of pretrial conference.

1/25/19 -- Court approved scheduling order with following dates:

L/D to file pretrial motions -- March 12, 2019
L/D to conduct discovery -- February 28, 2019
L/D to lodge pretrial order -- March 19, 2019
Pretrial conference -- April 2, 2019 at 2:00 p.m.
L/D to lodge order appointing mediator -- February 11, 2019
L/D to complete mediation -- April 2, 2019

2/12/19 -- Court approved order appointing mediators.

3/5/19 -- Court approved stipulation continuing pretrial conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/15/19 -- Court approved stipulation continuing pretrial conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Lisa Nicole Brubaker Chapter 7

5/31/19 -- Court approved stipulation dismissing defendant AccessLex Institute.

Tentative Ruling for June 11, 2019:

Approve pretrial order and set trial date and briefing schedule.

Tentative Ruling for August 13, 2019:

Hearing required. (The court cannot enter a judgment that doesn't actually say anything or refer to any document in the record. The way the documents are prepared, it is not possible for the court to determine what it has actually ordered.)

8/29/19 -- Court entered order resolving action. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Lisa Nicole Brubaker Pro Se

Defendant(s):

Nelnet Loan Service Inc Pro Se

Educational Credit Management Represented By
Scott A Schiff

Plaintiff(s):

Lisa Nicole Brubaker Pro Se

Trustee(s):

John J Menchaca (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:18-18746 Rachael Ann Berkhahn

Chapter 7

Adv#: 2:18-01297 Berkhahn v. Wells Fargo Education Financial Services et al

#202.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Rachael Ann Berkhahn against Wells Fargo Education Financial Services, Navient Credit Finance Corp., SLM Private Education Loan Trust 2010-A, Salander Enterprises, LLC, Assinee of Union Fed Saving Bank, U.S. Dept of Education

fr. 11-27-18, 2-5-19, 5-7-19, 8-27-19

Docket 1

***** VACATED *** REASON: 10/23/19 - STIPULATED JUDGMENT ENTERED.**

Courtroom Deputy:

10/23/19 - Jennifer H. Wang, (714)431-1058, has been approved for telephonic appearance on 11/5/19 @ 2pm

Tentative Ruling:

11/9/18 -- Court approved stipulation discharging plaintiff's liability on Navient loan and dismissing Navient and SLM as defendants in this action.

Tentative Ruling for November 27, 2018:

The unilateral status report filed by counsel for plaintiff (although first page of report left identity of party represented blank) represents that plaintiff has requested an alias summons because she inadvertently failed to serve the Attorney General and the US Attorney. The joint status report filed by the parties has the box checked reflecting that all parties have now been served. Is this accurate?

Set discovery cutoff for late March 2019 and continued status conference for approximately the same time frame.

Final Ruling for November 27, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Rachael Ann Berkahn

Chapter 7

Court continued status conference to February 5, 2019 at 2:00 p.m. Parties shall file joint status report not later than January 22, 2019.

1/9/19 -- Court granted Dept. of Education's request for stay of proceeding in light of government shutdown. Court will continue status conference from time to time until stay has been lifted.

Tentative Ruling for February 5, 2019:

Now that government has reopened, at least temporarily, what would the Department of Education like to do with the deadlines in this action? Hearing required.

2/20/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- May 7, 2019 at 2:00 p.m.

L/D to file updated status report -- April 23, 2019

L/D to complete discovery -- July 12, 2019

3/7/19 -- Court approved stipulation dismissing Department of Education as defendant.

5/2/19 -- Court approved stipulation resolving action as against Salander Enterprises.

Tentative Ruling for May 7, 2019:

Is Wells Fargo the only remaining defendant at this point or do other defendants remain? What is the status of the action as against the remaining defendant(s)? Discuss with parties problem of both giving the plaintiff a judgment as against a single defendant and dismissing that defendant from the action. Should the court order the remaining parties to mediation?

5/8/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- August 27, 2019 at 2:00

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Rachael Ann Berkhahn

Chapter 7

L/D to file joint status report -- August 13, 2019
Discovery cutoff -- September 30, 2019

Tentative Ruling for August 27, 2019:

How optimistic are the parties that the matter will settle without the assistance of a mediator? Hearing required.

10/23/19 -- Court approved stipulation for entry of judgment. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

Defendant(s):

Wells Fargo Education Financial

Pro Se

Salander Enterprises, LLC, Assinee

Represented By
Bonni S Mantovani

U.S. Dept of Education

Represented By
Elan S Levey

Wells Fargo Bank N.A.

Represented By
Randall P Mroczynski

Navient Solutions, LLC

Represented By
Robert S Lampl

Plaintiff(s):

Rachael Ann Berkhahn

Represented By
Sanaz S Bereliani

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:18-18845 Jose Jesus Puentes

Chapter 7

Adv#: 2:18-01326 Baumann et al v. Puentes et al

#203.00 Status Conference re: 14 (Recovery of money/property - other) Complaint For Damages by Chris Baumann , Durga Baumann against Jose Jesus Puentes, Miguel Gutierrez , VIP Real Estate Firm , Does 1- 10

fr. 1-8-19, 3-12-19, 4-9-19, 7-16-19, 7-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The Court will not serve a summons and complaint on any of the defendants. Once the plaintiff receives the additional/replacement/alias summons, it is the obligation of the plaintiff to serve the summons before it becomes stale.

Has an alias summons been issued? Has it been served on all remaining defendants? The parties who completed the status report both indicated that they would like this matter sent to mediation. Discuss timing of mediation with the parties.

2/11/19 -- Court granted ex parte application extending deadline for defendants Gutierrez and VIP Real Estate to respond to complaint to **March 8, 2019 (rather than March 11, 2019). (Order to this effect approved February 27, 2019.)**

Tentative Ruling for March 12, 2019:

Have defendants now filed answers to complaint? Parties both requested mediation. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Final Ruling for March 12, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Impose sanctions on counsel for plaintiffs of \$150 for failing to attend status conference. Continue status conference to April 9, 2019.

Tentative Ruling for April 9, 2019:

Set deadline for filing of amended complaint and filing of response to amended complaint. Continue status conference approximately 90 days.

Tentative Ruling for July 16, 2019:

Impose sanctions of \$150 on counsel for plaintiff for failing to lodge order on motion to dismiss. Scheduling order lodged did not contain any reference to deadlines for filing amended complaint or responding thereto. (Court instructed plaintiff to lodge order denying motion to dismiss but including deadlines for filing amended complaint and responding thereto.) Plaintiff was to file amended complaint by May 14, 2019 and defendants were to file and serve response by June 14, 2019.

Plaintiff should use LOU program for lodging orders.

Continue status conference to July 30, 2019 at 2:00 p.m. to be held concurrently with hearing on defendant's motion to dismiss first amended complaint.

8/6/19 -- Court signed order granting in part motion to dismiss and setting deadlines (see order for additional provisions):

--Complaint dismissed with prejudice as against nondebtor defendants Miguel Guitierrez, VIP Real Estate Firm, Francisco Lopez, Nohemi Felix, Sol Gonzales and Does 1 through 10.

--Motion granted with leave to amend with regard to the balance of the complaint (two causes of action only -- 523(a)(2)(A) and 523(a)(6). Only defendant should be the debtor.

--Court will not try dischargeable claims against the debtor. (Plaintiff can file a proof of claim, unless any applicable bar date has passed.)

--Plaintiff will need to substitute in as counsel someone admitted to practice in the district.

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

- Amended complaint must be filed by August 30, 2019.
- Defendant should file and serve a response to amended complaint by September 30, 2019.
- Court will conduct continued status conference on November 5, 2019 at 2:00 p.m.
- Parties shall file joint status report by October 22, 2019, unless action has been dismissed by that time.

Tentative Ruling for November 5, 2019:

Parties report that matter has been settled. Plaintiff did not file an amended complaint by the deadline established for this purpose. Dismiss action.

Party Information

Debtor(s):

Jose Jesus Puentes

Represented By
Raj T Wadhvani

Defendant(s):

Jose Jesus Puentes

Represented By
Jeffrey D Nadel

Miguel Gutierrez

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

VIP Real Estate Firm

Represented By
Jessica Rosen
Rinat B Klier-Erlich
June E Poyourow

Does 1- 10

Pro Se

FRANCISCO LOPEZ

Pro Se

Nohemi Felix

Pro Se

Sol Gonzalez

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Jose Jesus Puentes

Chapter 7

Plaintiff(s):

Chris Baumann

Represented By
Matthew Corsaut

Durga Baumann

Represented By
Matthew Corsaut

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:18-19397 Jeffrey Donohue

Chapter 7

Adv#: 2:18-01376 NATIONAL FUNIDNG, INC., a California v. Donohue

#204.00 Pretrial Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by National Funding, Inc., a California against Jeffrey Donohue

fr. 1-15-19, 4-16-19, 8-13-19

Docket 1

Courtroom Deputy:

11/5/19 - James Hornbuckle, (949)499-1822, has been approved for telephonic appearance on 11/5/19 @ 2pm

Tentative Ruling:

Where is joint status report that should have been filed two weeks before the status conference? How long do the parties anticipate it will take to complete discovery? Is this an appropriate matter to be sent to an early mediation? Does either party currently contemplate any pretrial motions? Hearing required.

1/18/2019 -- Court approved scheduling order setting following dates:

Cont'd status conference -- April 16, 2019 at 2:00 p.m.

L/D to file joint status report -- April 2, 2019

L/D to conduct discovery -- April 30, 2019

Tentative Ruling for April 16, 2019:

Set discovery cutoff for late August, 2019. Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

4/17/19 -- Court approved scheduling order setting following dates:

Pretrial conference -- August 13, 2019 at 2:00 p.m.

**United States Bankruptcy Court
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2:00 PM

CONT... Jeffrey Donohue

Chapter 7

L/D to lodge pretrial order -- July 30, 2019
L/D to complete discovery -- April 30, 2019
L/D to lodge order appointing mediator -- April 30, 2019
L/D to complete mediation -- August 13, 2019
L/D to file pretrial motions -- July 16, 2019

Tentative Ruling for August 13, 2019:

Have the parties attended a mediation? If not, why not? If the parties did not succeed in resolving this matter, where is the joint pretrial order that should have been lodged 14 days before the pretrial conference? Hearing required.

Final Ruling for August 13, 2019:

Continue pretrial conference to November 5, 2019 at 2:00 p.m. Extend deadline for parties to complete mediation to November 5, 2019. Parties are to lodge joint pretrial order by October 22, 2019. Defendant is to lodge scheduling order.

Tentative Ruling for November 5, 2019:

Impose sanctions of \$150 on counsel for defendant for failing to lodge scheduling order. Impose additional sanctions of \$250 each on counsel for the parties for failing to lodge pretrial order in a timely manner. Did parties complete mediation? If not, impose sanctions of \$500 each on counsel for the parties for failing to complete mediation in a timely manner.

Party Information

Debtor(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

Defendant(s):

Jeffrey Donohue

Represented By
James D. Hornbuckle

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Jeffrey Donohue

Chapter 7

Plaintiff(s):

NATIONAL FUNIDNG, INC., a

Represented By
Jennifer Eileen Duty

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-10751 Tamiko Dionne Little

Chapter 7

Adv#: 2:19-01121 Little v. Navient Solutions, Inc.

#205.00 Status Conference re: 63 (Dischargeability - 523(a)(8), student loan)) Complaint by Tamiko Dionne Little against Navient Solutions, Inc.

fr. 7-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late October, 2019. Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to date of continued status conference.

7/15/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- November 5, 2019 at 2:00 p.m.

L/D to file joint status report -- October 22, 2019

L/D to complete mediation -- November 5, 2019

L/D to lodge order appointing mediators -- July 23, 2019.

7/29/19 -- Court approved order appointing mediators.

Tentative Ruling for November 5, 2019:

Where is the status report that should have been filed by October 22, 2019?
Did the parties complete a day of mediation? If not, why not? Hearing required.

11/4/19 -- Court approved stipulation resolving adversary proceeding.

Party Information

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Tamiko Dionne Little

Chapter 7

Debtor(s):

Tamiko Dionne Little

Represented By
EmmaElizabeth A Gonzalez

Defendant(s):

Navient Solutions, Inc.

Represented By
Dennis C. Winters

Plaintiff(s):

Tamiko Dionne Little

Represented By
Leigh E Ferrin

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-11827 Leslie Florence Taylor

Chapter 7

Adv#: 2:19-01105 Avery v. Taylor et al

#206.00 Status Conference re: 91 (Declaratory judgment),(11 (Recovery of money/property - 542 turnover of property) Complaint by Wesley H. Avery against Alfred B. Taylor, Leslie Florence Taylor

fr. 6-11-19, 7-30-19

Docket 1

***** VACATED *** REASON: 9/24/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

At request of parties, continue status conference to July 30, 2019 at 2:00 p.m.
APPEARANCES WAIVED ON JUNE 11, 2019.

Tentative Ruling for July 30, 2019:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

9/24/19 -- Court approved stipulation dismissing action pursuant to compromise. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Defendant(s):

Alfred B. Taylor

Pro Se

Leslie Florence Taylor

Represented By

**United States Bankruptcy Court
Central District of California
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Leslie Florence Taylor

Chapter 7

Gregory Grigoryants

Plaintiff(s):

Wesley H. Avery

Represented By
Brett B Curlee
Stella A Havkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

**United States Bankruptcy Court
Central District of California
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-11827 Leslie Florence Taylor

Chapter 7

Adv#: 2:19-01106 Avery v. Taylor

#207.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by Wesley H. Avery against Leslie Florence Taylor

fr. 6-11-19, 7-30-19

Docket 1

***** VACATED *** REASON: 9/24/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 11, 2019:

At request of parties, continue status conference to July 30, 2019 at 2:00 p.m.
APPEARANCES WAIVED ON JUNE 11, 2019.

Tentative Ruling for July 30, 2019:

Continue status conference approximately 90 days. Order parties to
complete a day of mediation prior to date of continued status conference.

9/24/19 -- Court approved stipulation dismissing action pursuant to
compromise. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

Defendant(s):

Leslie Florence Taylor

Represented By
Gregory Grigoryants

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Leslie Florence Taylor

Chapter 7

Plaintiff(s):

Wesley H. Avery

Represented By
Brett B Curlee

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Stella A Havkin

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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-12650 Vitra Optika, LLC

Chapter 7

Adv#: 2:19-01281 Elissa D. Miller, Chapter 7 Trustee v. Chan

#208.00 Status Conference re: 12 (Recovery of money/property - 547 preference)
Complaint by Elissa D. Miller, Chapter 7 Trustee against Sammy Casanova
Chan.

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set date for pretrial conference. Order parties to complete a day of mediation
prior to date of pretrial conference.

Party Information

Debtor(s):

Vitra Optika, LLC

Represented By
Michael E Plotkin

Defendant(s):

Sammy Casanova Chan

Pro Se

Plaintiff(s):

Elissa D. Miller, Chapter 7 Trustee

Pro Se

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-14066 David Gomez

Chapter 7

Adv#: 2:19-01221 PEOPLE OF THE STATE OF CALIFORNIA ex rel. ILWU-PMA v. Gomez

#209.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by PEOPLE OF THE STATE OF CALIFORNIA ex rel. ILWU-PMA WELFARE PLAN, ILWU-PMA WELFARE PLAN against David Gomez

fr. 9-17-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for September 17, 2019:

Plaintiff obtained and served alias summons. Response to complaint is not due until September 26, 2019. Continue status conference to November 5, 2019 at 2:00 p.m. APPEARANCES WAIVED ON SEPTEMBER 17, 2019.

Tentative Ruling for November 5, 2019:

A status report is not required when the defendant has not responded to the complaint, and, in any event, counsel should not use Judge Zurzolo's form of status report for this judge. Counsel should also be aware that it is inappropriate for an attorney to file a declaration attesting to his personal knowledge of facts that are not within his personal knowledge. Counsel should have prepared this declaration for his paralegal's signature.

Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

**United States Bankruptcy Court
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2:00 PM

CONT... David Gomez

Chapter 7

Debtor(s):

David Gomez

Represented By
Raj T Wadhvani

Defendant(s):

David Gomez

Pro Se

Plaintiff(s):

PEOPLE OF THE STATE OF

Represented By
Christopher J. Harney
Michael R Pinkston
Maisie C. Sokolove
Christine S. Hwang
S. Bradley Perkins
Thomas E. Fraysse
Elizabeth Medrano
Peter W. Saltzman
Justin T. Curley
D. Ward Kallstrom

ILWU-PMA WELFARE PLAN

Represented By
Christopher J. Harney
Michael R Pinkston
Maisie C. Sokolove
Christine S. Hwang
S. Bradley Perkins
Thomas E. Fraysse
Elizabeth Medrano
Peter W. Saltzman
Justin T. Curley
D. Ward Kallstrom

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-14219 Candina Marie Ozuna

Chapter 7

Adv#: 2:19-01330 Menchaca v. Ozuna et al

#210.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer),(11 (Recovery of money/property - 542 turnover of property))
Complaint by John J. Menchaca against Candina Marie Ozuna, David Ozuna,
Theresa Harden, Richard Harden

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late February 2020 and continued status conference for approximately same time frame. Discuss with parties whether to order completion of mediation by next status conference.

Party Information

Debtor(s):

Candina Marie Ozuna

Represented By
Raj T Wadhvani

Defendant(s):

Candina Marie Ozuna

Pro Se

David Ozuna

Pro Se

Theresa Harden

Pro Se

Richard Harden

Pro Se

Plaintiff(s):

John J. Menchaca

Represented By
David M Goodrich

Trustee(s):

John J Menchaca (TR)

Represented By

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Candina Marie Ozuna

David M Goodrich

Chapter 7

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#211.00 Chonghee Jane Kim and Alexandre Oh's Motion for Leave to File Amended Answer to Third Amended Complaint

Docket 183

***** VACATED *** REASON: O/E 11/4/19 CONT'D TO 11/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Discovery cutoff has already passed. Original answers were filed more than a year ago in August of 2018. Many of the arguments that defendants seek to raise may already be raised in connection with the court's adjudication of the value of the transfer. Court will not permit the filing of a counterclaim at this late date.

Deny motion.

11/4/19 -- Court approved stipulation continuing hearing to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

Benjamin Hooshim

Represented By

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

Andrew Edward Smyth
Stephen S Smyth

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

Julie A Taberdo

Represented By
Michael A Coletti
Jason L Weisberg

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#212.00 Status Conference re: 14 (Recovery of money/property - other),(91 (Declaratory judgment)),(21 (Validity, priority or extent of lien or other interest in property)),(72 (Injunctive relief - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Edward M Wolkowitz against TD Foreclosure Services, Inc., GB Inland Properties, LLC, Benjamin Hooshim, Alexandre Oh, Julie A Taberdo, Lynn Wolcott, Chonghee Jane Kim

fr. 7-25-17, 11-14-17, 11-28-17, 1-9-18, 4-3-18, 4-11-18, 6-26-18, 7-17-18, 10-16-18, 11-27-18, 12-18-18, 3-19-19, 7-16-19,

Docket 1

***** VACATED *** REASON: O/E 11/4/19 CONT'D TO 11/19 @ 2PM**

Courtroom Deputy:

6/27/17-Request for entry of default against Julie Taberdo

6/27/17-Request for entry of default against Lynn Wolcott

6/27/17-Request for entry of default against TD Foreclosure Sevices, Inc.

Tentative Ruling:

Defaults have been entered as against Lynn Wolcott, Julie Taberdo and TD Foreclosure Services.

The trustee is of the opinion that there are legal issues that can be resolved through a motion for partial summary adjudication. Set deadline for the filing of such motions and continue status conference to a date that can serve as a date for hearing on those motions.

9/20/17 -- Court approved scheduling order continuing status conference to November 14, 2017 at 2:00 p.m., ordering parties to file a joint status report not later than Octoer 31, 2017, ordering trustee to file and serve his motion for partial summary judgment against GB Inland Properties not later than

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2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

September 26, 2017 and set it for hearing on November 14, 2017 at 2:00 p.m. and directing that any motion to vacate a default be filed not later than September 26, 2017 and set for hearing on or before November 14, 2017 at 2:00 p.m.

Tentative Ruling for November 14, 2017:

Why didn't the trustee comply with the court's directive to file his motion for partial summary judgment in time to have it heard on November 14, 2017? That motion is currently set for November 28, 2017.

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for November 28, 2017:

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for January 9, 2018:

Set deadline for filing amended complaint and deadline for filing response to complaint.

Tentative Ruling for April 11, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

6/22/18 -- Court signed order approving stipulation continuing hearing to July 17, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for July 17, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for October 16, 2018:

(Where is status report that should have been filed October 2, 2018?)
Plaintiff has now filed third amended complaint and defendants have

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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

answered. Defendants have brought motion for summary judgment that is set for hearing on November 27, 2018 at 2:00 p.m. Continue status conference to November 27, 2018 at 2:00 p.m. to be held concurrently with motion for summary judgment. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/19/18 -- Court signed stipulation continuing hearing to December 18, 2018 at 2:00 pm. OFF CALENDAR FOR NOVEMBER 27, 2018.

Tentative Ruling for December 18, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/19/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- March 19, 2019 at 2:00 p.m.

L/D to conduct discovery -- March 31, 2019

L/D to file joint status report -- March 5, 2019

Tentative Ruling for March 19, 2019:

Are the parties on track to complete discovery by March 31? Have they made arrangements to participate in a mediation before Meredith Jury?

Hearing required.

3/20/19 -- Court extended discovery cutoff to May 17, 2019.

Tentative Ruling for May 7, 2019:

No defaults were entered. Defendants have all answered. Certain of the parties have requested an extension of the discovery cutoff. Extend discovery cutoff to July 1, 2019. Plaintiff and Hooshim have expressed an intention to file motions for summary judgment or partial summary adjudication. Set deadline for the filing of these motions and continue status conference to date set for hearing on these motions.

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2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

5/8/19 -- Court signed scheduling order with following dates:

Cont'd status conference -- July 16, 2019 at 2:00
(Court waived requirement of joint status report)
L/D for plaintiff, debtor and Alexandre Oh to file motion for summary judgment
or partial summary adjudication -- May 28, 2019
Hearings on foregoing motions -- July 16, 2019 at 2:00
L/D to complete discovery -- July 1, 2019

Tentative Ruling for July 16, 2019:

Revisit status after conclusion of related matters on calendar.

7/18/19 -- Court approved scheduling order with the following dates:

Cont'd status conference -- November 5, 2019 at 2:00 p.m.
L/D to file updated status report -- October 22, 2019
Discovery cutoff extended to October 15, 2019.

7/30/19 -- Court approved compromise between trustee and Hooshim
pursuant to which Hooshim will be dismissed in exchange for a payment of
\$36,000.

Tentative Ruling for November 5, 2019:

Set date for pretrial conference and deadline for lodging pretrial order.

11/4/19 -- Court approved stipulation continuing hearing to November 19,
2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

**United States Bankruptcy Court
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2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

Benjamin Hooshim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

Julie A Taberdo

Represented By
Michael A Coletti
Jason L Weisberg

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:19-01173 Krasnoff, Chapter 7 Trustee v. Sahni et al

#213.00 Defendant's Motion to Dismiss Adversary Proceeding and Complaint Against Ranbir Sahni and Totalis Energy, LLC ; and in the Alternative, to Stay Litigation as to Totalis Energy LLC

Docket 23

***** VACATED *** REASON: CONT'D. TO 12/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/18/19 -- Court approved stipulation continuing hearing to December 10, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Ranbir S Sahni

Represented By
Leslie A Cohen

Totalis Energy, LLC

Represented By
Leslie A Cohen

Plaintiff(s):

Brad D. Krasnoff, Chapter 7 Trustee

Represented By
Aaron E de Leest

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

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CONT... Lite Solar Corp.

Chapter 7

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Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:19-01173 Krasnoff, Chapter 7 Trustee v. Sahni et al

#214.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Brad D. Krasnoff, Chapter 7 Trustee against Ranbir S Sahni,
Totalis Energy, LLC.

Fr. 8-27-19, 10-1-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 12/10/19 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/29/19 -- Court approved stipulation continuing deadline to respond to complaint to August 19, 2019 and continuing status conference to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

8/19/19 -- Court approved stipulation continuing deadline to respond to complaint to September 18, 2019 and continuing status conference to November 5, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 1, 2019.

9/17/19 -- Court approved stipulation continuing deadline for defendant to respond to complaint to October 10, 2019.

10/18/19 -- Court approved stipulation continuing hearing to December 10, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

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2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Defendant(s):

Ranbir S Sahni Pro Se

Totalis Energy, LLC Pro Se

Plaintiff(s):

Brad D. Krasnoff, Chapter 7 Trustee Represented By
Aaron E de Leest

Trustee(s):

Brad D Krasnoff (TR) Represented By
Eric P Israel
Aaron E de Leest

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Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01155 Avery v. Anten

#215.00 Plaintiff's Motion for Default Judgment against Mark Anten

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

What were the transfers for? Was there an existing loan obligation on the company's books and records? Was this a transfer to a creditor on account of an antecedent debt? Hearing required.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Mark Anten

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01155 Avery v. Anten

#216.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Wesley H. Avery against Mark Anten
fr. 7-30-19

Docket 1

Courtroom Deputy:

7/18/19 - Default entered against Mark Anten

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Mark Anten

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#217.00 Plaintiff's Motion for Default Judgment against Ki Y. Jang

fr. 10-1-19

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

Motion reflects that this is an action to determine the validity and extent of a lien. This is not accurate. This is an action to enable the trustee to sell the entirety of a piece of property in which the estate owns only a fractional interest.

Hearing required.

Final Ruling for October 1, 2019:

Paragraph 4 is a typographical error. No proposed form of judgment was attached. Continue hearing to November 5, 2019 at 2:00 p.m. Plaintiff should file and serve amended motion not later than October 15, 2019 and serve and file notice of continuance of hearing.

Tentative Ruling for November 5, 2019:

Trustee filed notice of continued hearing, but no amended motion. Deny motion without prejudice.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Victor A Sahn

Defendant(s):

Bon Koo Kim

Pro Se

Youngsook Kim

Pro Se

Ki Y Jang

Pro Se

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#218.00 Status Conference re: 31 (Approval of sale of property of estate and of a co-owner - 363(h)) Complaint by Wesley H Avery against Bon Koo Kim, Youngsook Kim, Ki Y Jang

fr. 4-2-19, 7-2-19, 10-1-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for April 2, 2019:

In status report, trustee states that he has agreed to extend the deadline for Bon Koo Kim and Youngsook Kim to respond to the complaint until April 10, 2019. Court approval is required for such an extension. Trustee should either file a stipulation to this effect and upload order or at least upload a form of order to memorialize this extension.

Can this matter be adjudicated before the adversary proceeding on calendar as number 209 has been resolved, at least in part? How can the court determine whether there is any equity in the property and therefore whether there is any point in authorizing a sale of the property until it has determined whether any of the liens the trustee has challenged are avoidable?

Hearing required.

Final Ruling for April 2, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties shall file joint status report not later than June 18, 2019.

Tentative Ruling for July 2, 2019:

**United States Bankruptcy Court
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Courtroom 1539 Calendar**

Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Trustee filed a unilateral status report. Where is the declaration that the local rules require accompany a unilateral status report?

What, if anything, is left of this action? There is a stipulation for the entry of judgment, reciting that the two defendants stipulating to judgment are the two remaining defendants. Why doesn't the status report say anything about the defaults or the stipulation? In other words, the status report does not contain any information actually relevant to the status of this action. This is problematic. Hearing required.

Tentative Ruling for October 1, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Tentative Ruling for November 5, 2019:

Revisit status of action after conclusion of related matter on calendar.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.	Represented By Victor A Sahn
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Defendant(s):

Bon Koo Kim	Pro Se
Youngsook Kim	Pro Se
Ki Y Jang	Pro Se

Plaintiff(s):

Wesley H Avery	Represented By Varand Gourjian
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Trustee(s):

Wesley H Avery (TR)	Represented By
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**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Bricks Hospitality Group, L.L.C.

Varand Gourjian

Chapter 7

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#219.00 Status Conference re: 91 (Declaratory judgment), (14 (Recovery of money/property - other)) Complaint by Union & Grattan Properties, LLC against Admire Capital Lending, LLC, Benjamin An, Beverly Hills Bestfields Investments, Inc..

fr. 4-2-19, 5-7-19, 8-13-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 11/19/19 @ 2PM**

Courtroom Deputy:

9/16/19 - First Amended complaint filed.

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Tentative Ruling for August 13, 2019:

Revisit status of action after conclusion of hearings on related matters.

8/28/19 -- Court approved stipulation authorizing plaintiff to litigate this matter on behalf of estate.

10/8/19 -- Court approved stipulation continuing deadline for defendant to respond to complaint to November 6, 2019 and continuing status conference to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-12284 Chul Joo Lee

Chapter 7

#220.00 Trustee's Motion for Order Approving Compromise of Controversy Under Rule 9019

Docket 24

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion conditioned on the trustee's filing a supplemental declaration that gives more detail about the manner in which the A&C factors apply in this case -- for example, how much equity is there in the property? What are the trustee's estimates of how much it would cost the trustee to complete the litigation and market the property? How much are claims in the case?

Party Information

Debtor(s):

Chul Joo Lee

Represented By
Young K Chang

Movant(s):

Howard M Ehrenberg (TR)

Represented By
Zi Chao Lin

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Zi Chao Lin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-12284 Chul Joo Lee

Chapter 7

Adv#: 2:19-01131 Howard M. Ehrenberg, Chapter 7 Trustee of the Bank v. Chul Joo Lee et al

#221.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(13 (Recovery of money/property - 548 fraudulent transfer)),(41 (Objection / revocation of discharge - 727(c),(d),(e))),(71 (Injunctive relief - reinstatement of stay)),(91 (Declaratory judgment))Complaint by Howard M. Ehrenberg, Chapter 7 Trustee of the Bankruptcy Estate of Chul Joo Lee against Chul Joo Lee, An Chul Choi

fr. 7-2-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to date of continued status conference.

7/11/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- November 5, 2019 at 2:00 p.m.

L/D to file joint status report -- October 22, 2019

L/D to complete mediation -- November 5, 2019

L/D to lodge order appointing mediators -- July 22, 2019

7/16/19 -- Court approved order appointing mediators.

Tentative Ruling for November 5, 2019:

Revisit status of action after conclusion of related matter on calendar.

Party Information

Debtor(s):

Chul Joo Lee

Represented By

**United States Bankruptcy Court
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2:00 PM

CONT... Chul Joo Lee

Chapter 7

Young K Chang

Defendant(s):

Chul Joo Lee

Represented By
Young K Chang

An Chul Choi

Pro Se

Plaintiff(s):

Howard M. Ehrenberg, Chapter 7

Represented By
Zi Chao Lin

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Zi Chao Lin

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-14125 Hui Yang

Chapter 7

Adv#: 2:19-01168 Furuan Trading Company CO., LTD of Kaiping City v. Yang et al

#222.00 Hui Yang and Xiaorong Ge's Motion to Dismiss Plaintiff's First Amended Adversary Complaint

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion without leave to amend. Plaintiff has not remedied the problems identified with the last complaint. There are no facts alleged to establish that any of the representations made in the schedules are actually false (other than some contention about the fact that, because defendants did not pay for plaintiff's goods that they must still be in constructive possession of them but did not disclose their existence on the schedules, yet plaintiff claims that these are assets of the corporation, not of debtors).

Further, to state a claim under section 727(a)(4) based on a false oath, plaintiff must establish not only that the schedules contain one or more false statements, but also that these false statements are material and were made knowingly and fraudulently. Debtors have disclosed that they had an interest in a business that operated for 10 years (not 9.5 months as plaintiff alleges) and that that business is now suspended. Plaintiff doesn't dispute the accuracy of this information. To the extent that they are still operating a similar business or the business formerly operated by this corporation, if they didn't establish a new corporation for this purpose, is it inaccurate to describe the business as a sole proprietorship? That is the default structure when you do not establish a separate legal entity.

Plaintiff didn't receive payment for all of the goods sold to the corporation formerly run by debtors, but plaintiff has not pleaded that any representation (other than ability to pay) was false and court previously dismissed plaintiff's 523(a)(2)(A) claims without leave to amend. Court authorized plaintiff to plead a claim under section 523(a)(2)(B), but plaintiff has not alleged that it

**United States Bankruptcy Court
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Hui Yang

Chapter 7

relied on a false financial statement or other writing concerning the debtor's financial condition.

Plaintiff seems to think that it has pleaded facts sufficient to make its claim nondischargeable, but there is nothing in the complaint about section 523. The allegations purport to be under section 727, which is an objection to the debtor's discharge generally and plaintiff has failed to plead sufficient facts to state a coherent claim under any part of this section either.

Party Information

Debtor(s):

Hui Yang

Represented By
Mitchell R Sussman

Defendant(s):

Hui Yang

Represented By
Sanaz S Bereliani

Xiaorong Ge

Represented By
Sanaz S Bereliani

Joint Debtor(s):

Xiaorong Ge

Represented By
Mitchell R Sussman

Plaintiff(s):

Furuan Trading Company CO., LTD

Represented By
Jing Wang

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

2:19-14387 Richard L. Ashbee

Chapter 7

Adv#: 2:19-01231 Dagawa Trading LLC v. Ashbee

#223.00 Defendant's Motion for Dismissal of First Amended Complaint

Docket 30

Courtroom Deputy:

10/22/19 - Ronald Richards, (310)556-1001, has been approved for telephonic appearance on 11/5/19 @ 2pm

Tentative Ruling:

Grant motion without leave to amend as to claim under section 523(a)(4). Defendant is not a fiduciary for plaintiff and merely being a corporate officer does not give rise to the kind of fiduciary duties to which this section applies and these duties are owed to the corporation, not to its creditors. There needs to be an express trust and trust res. The corporate "trust fund" doctrine does not suffice for this purpose. (And plaintiff lacks standing to prosecute this breach of fiduciary duty claim. Any claim for breach of fiduciary duties owed to the corporation would be a claim of the corporation, not of plaintiff.) California law is not dispositive on this issue. It is an issue of federal law whether a given type of fiduciary duty is or is not the kind of fiduciary duty contemplated by section 523(a)(4).

This is not a motion for summary judgment. It is a motion to dismiss for failure to state a claim. Court does not need to go, and will not go, beyond the four corners of the complaint. Therefore, the request for judicial notice is inappropriate. (Court can take judicial notice of findings made in another case, but that is not necessary or appropriate in the context of a motion to dismiss for failure to state a claim.)

Statements concerning the company's financial condition/ability to pay, must be in writing and plaintiff has not pleaded a claim under section 523(a)(2)(B). Mere promise to pay that is not performed does not give rise to a nondischargeable claim and the only allegations of false statements provide no details as to date and substance of statements.

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Tuesday, November 5, 2019

Hearing Room 1539

2:00 PM

CONT...

Richard L. Ashbee

Chapter 7

Grant motion with leave to amend under sections 523(a)(2)(A) and (a)(6). Plaintiff needs to allege the date and substance of any false representations. Fraud must be pleaded with particularity. Or is plaintiff's entire claim merely that defendants purchased goods at a time when they knew or should have known the company would be unable to pay for them and that there were no specific representations? A false oral representation as to ability to pay is not actionable under section 523(a)(2)(A).

Party Information

Debtor(s):

Richard L. Ashbee

Represented By
Michael E Plotkin

Defendant(s):

Richard Laurence Ashbee

Represented By
Ronald N Richards

Plaintiff(s):

Dagawa Trading LLC

Represented By
Shanen R Prout

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-20076 Walter Terrance Dorsch

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Credit Counseling Never Filed

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Dismiss case.

Party Information

Debtor(s):

Walter Terrance Dorsch

Pro Se

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-20505 Debra C Polakowski

Chapter 7

#2.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Debtor' Received Credit Counseling Post Petition

Docket 13

***** VACATED *** REASON: VACATE OSC. NO APPEARANCE
REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At trustee's request, vacate OSC and deem debtor to have substantially complied with prepetition credit counseling requirement. No appearance required. Court will prepare order.

Party Information

Debtor(s):

Debra C Polakowski

Pro Se

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-20718 Ae Cha Choi and Max G Choi

Chapter 7

#3.00 Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation
[Presumption of Undue Harship]

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Is debtor driving the vehicle? If not, who is? Is original contract being modified in any way to benefit the debtor? Is debtor current on the payments? Will the debtor be able to remain current on the payments? Hearing required.

Party Information

Debtor(s):

Ae Cha Choi

Represented By
Jaenam J Coe

Joint Debtor(s):

Max G Choi

Represented By
Jaenam J Coe

Movant(s):

TOYOTA MOTOR CREDIT

Represented By
John Rafferty

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:18-12066 Myron Hale

Chapter 7

#4.00 Debtor's Application for Waiver of the Appellate Filing Fee in a Chapter 7

Docket 72

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Hearing required. Court needs the additional information referenced in its order denying the prior version of the application.

Party Information

Debtor(s):

Myron Hale

Pro Se

Trustee(s):

David M Goodrich (TR)

Represented By
Toan B Chung

**United States Bankruptcy Court
Central District of California
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:16-20721 Creditors Specialty Service, Inc.

Chapter 7

#5.00 Trustee's Motion to:

(1) Approve Sale of Real Property of the Estate 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(h) and (f);

(2) Approve Overbid Procedures;

(3) Determine that Buyer is Entitled to Protection Pursuant to 11 U.S.C. § 363(m); and

(4) Approve Attached Stipulation Authorizing Sale Pursuant to § 363(h)

Docket 162

Courtroom Deputy:

11/5/19 - Thomas Mouzes, (916)321-4444, has been approved for telephonic appearance on 11/6/19 @ 10am

Tentative Ruling:

Overrule objections of co-owner. Co-owner entered into a stipulation authorizing the trustee to sell the entire property, provided he received his 50 percent of the net proceeds. Stipulation also discusses the equal division of the rents generated by the property. Costs of sale come off the top and will not be charged solely against trustee's interest. If the insurance proceeds have not been used to repair the property, they too should be divided equally between the two owners.

Judgment entered by the Court gives the estate a 50 percent interest in the property. If court approves a sale, court will order co-owner to execute the appropriate documents necessary to consummate the sale. If co-owner refuses, court will direct/authorize the clerk to execute these documents on his behalf.

Approve bidding procedures. Grant motion. Authorize sale to the highest

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10:00 AM

CONT... Creditors Specialty Service, Inc.

Chapter 7

bidder. To the extent that there are net proceeds of sale that remain after payment of the senior lien, any unpaid liens should attach to those proceeds of sale with the same validity and priority as they had against the property itself.

Party Information

Debtor(s):

Creditors Specialty Service, Inc.

Represented By
Neil C Evans

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
David Seror
Jessica L Bagdanov
Talin Keshishian

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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:18-11855 Onebada, Inc

Chapter 7

#6.00 Trustee's Motion to Disallow Claim of State Compensation Insurance Fund

Docket 261

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Did the trustee avail himself of the workers' compensation insurance? Were any claims filed? Did the trustee operate the business from April 9, 2018 through the closing of the sale? Did the trustee refrain from purchasing workers' compensation insurance because there was already coverage in place?

Hearing required.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:10-20445 Jason Yung Myung

Chapter 7

#7.00 Debtor's Motion for Sanctions for Violation of the Discharge Order Pursuant to 11 U.S. Code § 727

Docket 28

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Award sanctions in the amount of \$2,970 to reimburse debtor for the costs of bringing the motion to invalidate the abstract of judgment on a discharged debt.

Party Information

Debtor(s):

Jason Yung Myung

Represented By
Young K Chang

Movant(s):

Jason Yung Myung

Represented By
Young K Chang
Young K Chang

Trustee(s):

David L Ray (TR)

Pro Se

**United States Bankruptcy Court
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-14171 Eugena Renee Lawler

Chapter 7

#8.00 Debtor's Motion to Avoid Lien re: 2004 Dodge Durango Under 11 U.S.C. Section 522(f) and, if Applicable for Turnover of Property

Docket 27

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion. Debtor cannot avoid a consensual purchase money security interest whether or not it impairs an exemption. (If debtor would like to bifurcate secured and unsecured portions of a lien, he will need to do so in a plan. This relief is not available in a chapter 7 case.)

Party Information

Debtor(s):

Eugena Renee Lawler

Pro Se

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-14171 Eugena Renee Lawler

Chapter 7

#9.00 Debtor's Motion to Avoid Lien Under 11 U.S.C. Section 522(f) re: 2015 Dodge Charger with Chase Auto Finance

Docket 28

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion. Debtor cannot avoid a consensual purchase money security interest whether or not it impairs an exemption. (If debtor would like to bifurcate secured and unsecured portions of a lien, he will need to do so in a plan. This relief is not available in a chapter 7 case.)

Party Information

Debtor(s):

Eugena Renee Lawler

Pro Se

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-16040 Alfredo F Torres

Chapter 7

#10.00 Debtor's Motion RE: Objection to Claim Number 2 and3 by Claimant Vicente Torres.

Docket 40

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deem objections to be an adversary proceeding for procedural purposes and discuss with parties relationship between this proceeding and the pending litigation in LASC. Should that action be removed to bankruptcy court and consolidated with these objections? Should the court grant relief from stay and permit issues to be litigated in state court?

Hearing required.

Party Information

Debtor(s):

Alfredo F Torres

Represented By
Antonio John Ibarra

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:06-16096 Morry Waksberg MD

Chapter 7

#11.00 Status Conference of Chapter 7 Case

fr. 5-29-19, 10-30-19

Docket 1131

***** VACATED *** REASON: CONT'D. TO 1/8/20 @ 11AM**

Courtroom Deputy:

7/2/19 - Notice of rescheduled hearing mailed to parties. Hearing rescheduled to 11/6/19 @ 10am

10/23/19 - Notice of rescheduled hearing received from the U.S. Post Office for Paul Hittelman as "Return to Sender, Attempted-Not known, unable to forward".

Tentative Ruling:

Once compromise has been consummated, how long does trustee believe it will be before he will be in a position to close the case?

Tentative Ruling for November 6, 2019:

At trustee's request, continue hearing to January 8, 2020 at 11:00 a.m.
Trustee should file updated status report not later than December 31, 2019.
APPEARANCES WAIVED ON NOVEMBER 6, 2019.

Party Information

Debtor(s):

Morry Waksberg MD

Represented By
Steven Karlton Kop - DISBARRED -
Daniel J McCarthy
William A Kent

Trustee(s):

Alfred H Siegel (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... Morry Waksberg MD

Chapter 7

Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Victor A Sahn
Michael V Mancini
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:06-16101 Morry Waksberg MD Inc

Chapter 7

#12.00 Status Conference of Chapter 7 Case

fr. 5-29-19, 10-30-19

Docket 826

***** VACATED *** REASON: CONT'D. TO 1/8/20 @ 11AM**

Courtroom Deputy:

7/2/19 - Notice of rescheduled hearing mailed to parties. Hearing rescheduled to 11/6/19 @ 10am

10/23/19 - Notice of rescheduled hearing received from the U.S. Post Office for Edward Gelfand as "Return to Sender, Attempted-Not known, Unable to Forward".

10/23/19 - Notice of rescheduled hearing received from the U.S. Post Office for Eric Israel as "Return to Sender, Not Deliverable as Addressed; Unable to Forward".

Tentative Ruling:

Once compromise has been consummated, how long does trustee believe it will be before he will be in a position to close the case?

Tentative Ruling for November 6, 2019:

At trustee's request, continue hearing to January 8, 2020 at 11:00 a.m.
Trustee should file updated status report not later than December 31, 2019.
APPEARANCES WAIVED ON NOVEMBER 6, 2019.

Party Information

Debtor(s):

Morry Waksberg MD Inc

Represented By
Daniel J McCarthy

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... Morry Waksberg MD Inc

Chapter 7

Trustee(s):

Alfred H Siegel (TR)

Represented By
Anthony A Friedman
Byron Z Moldo
Daniel A Lev
Matthew J Eandi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-22194 Tensun 42 LLC

Chapter 11

#13.00 Order to Show Cause Why Case should not be Dismissed for Debtor's Failure to Retain Counsel as required by this Court's Local Bankruptcy Rule 9011-2(a)

Docket 3

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

It would be inappropriate for the Court to grant the affirmative relief that the United States Trustee has requested in response to an order to show cause re dismissal. If the U.S. Trustee would like the case converted to chapter 7 or an order entered prohibiting additional filings by the debtor's principal, the U.S. Trustee should file a motion seeking such relief.

Court will refrain from dismissing case at this point pursuant to its Order to Show Cause and continue this hearing to give other parties in interest an opportunity to move for alternate forms of relief. (See matter no. 13.10 on calendar.)

Party Information

Debtor(s):

Tensun 42 LLC

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-22194 Tensun 42 LLC

Chapter 11

#13.10 HMC Assets, LLC's. Motion to:

- (I) Dismiss the Debtor's Bankruptcy Case;
- (II) To Convert the Case to Chapter 7;
- (III) To Appoint a Chapter 11 Trustee; or, in the Alternative;
- (IV) Motion for Abstension
- (V) To Excuse Receiver from Compliance with Section 543(a)-(c)

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant one of the forms of relief requested in the motion: the appointment of a chapter 11 trustee. It may be that it would be appropriate to convert the case to chapter 7, but the Court would prefer to hear from the trustee whether this is the appropriate path once the trustee has had an opportunity to analyze the facts of this case.

More than \$500,000 is not a "minute" equity cushion. Each of the three properties may well have equity in them. There may be value for other creditors, if there are any, or for equity. Court would like a trustee to have an opportunity to weigh in on this determination. Court will not permit debtor to remain in control of this case as debtor does not have counsel and there are a variety of facts and circumstances to suggest that the principal who controls the debtor lacks the wherewithal to act as an appropriate fiduciary for the benefit of creditors here.

Party Information

**United States Bankruptcy Court
Central District of California
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... Tensun 42 LLC

Chapter 11

Debtor(s):

Tensun 42 LLC

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

#14.00 Chapter 11 Trustee and Disbursing Agent's Motion For Order Authorizing Entry of Final Decree

Docket 306

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Movant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By
Michael R Totaro

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:16-10742 Arroyo Vision Care, LLC

Chapter 11

#15.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-16-16, 5-4-16, 8-10-16, 10-19-16, 11-2-16, 12-14-16, 2-15-17,4-26-17, 10-4-17, 12-6-17, 2-28-18, 8-8-18, 11-6-18, 12-4-18, 2-26-19, 4-9-1, 8-14-19, 8-15-19, 10-16-19

Docket 1

***** VACATED *** REASON: OFF CALENDAR. APPEARANCES
WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

When Court appointed trustee, Court set case status conference for May 4, 2016 at 11:00 a.m. and instructed UST to include in order appointing trustee the date of the status conference and that a written status report will be due by April 22. This language did not find its way into the order. No status report was filed.

What is the status of this matter?

Tentative Ruling for August 10, 2016:

When will trustee be filing chapter 11 plan? Continue case status conference to date that can serve as date of hearing on disclosure statement. Waive requirement of updated status report for next hearing.

Tentative Ruling for November 2, 2016:

Revisit status of case after conclusion of hearing on disclosure statement.

12/5/16 -- court continued hearings to February 15, 2017 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 14, 2016. NO APPEARANCE REQUIRED.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Tentative Ruling for February 15, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for April 26, 2017:

If court confirms plan, take case status conference off calendar and set post-confirmation status conference.

Tentative Ruling for October 4, 2017:

At trustee's request, continue post-confirmation status conference to December 6, 2017 at 11:00 a.m. Trustee should file updated status report not later than November 29, 2017. APPEARANCES WAIVED ON OCTOBER 4, 2017.

Tentative Ruling for December 6, 2017:

Debtor should demand return of excess funds by a date certain and, if funds are not returned by that date, bring a motion to compel refund of overpayment. Continue case status conference to February 28, 2018 at 11:00 a.m. Trustee should file an updated status report not later than February 16, 2018. APPEARANCES WAIVED ON DECEMBER 6, 2017.

Tentative Ruling for February 28, 2018:

It seems pretty straightforward that PA Investment should be required to return the overpayment (the "Excess Funds"). Set deadline for the debtor to commence action against PA Investment for a return of the Excess Funds. If the debtor fails to comply with this deadline or to supply the missing \$85,000 itself, trustee should move forward with a sale of the property. Plan needs to be consummated.

3/2/18 -- Court signed scheduling order directing debtor to either commence adversary proceeding against PA Investment for the overpayment (or to pay this amount to the trustee itself) or the trustee will have authority to enforce and implement the default provisions under the plan.

**United States Bankruptcy Court
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Tentative Ruling for August 8, 2018:

Continue status conference to November 6, 2018 at 2:00 p.m. as a holding date, at which point the court will set a further continued status conference, the date of which will depend on what happens at the status conference in the reorganized debtor's adversary proceeding. APPEARANCES WAIVED ON AUGUST 8, 2018.

Tentative Ruling for November 6, 2018:

Continue case status conference to December 4, 2018 at 2:00 p.m. to coincide with date and time of status conference in adversary proceeding. APPEARANCES WAIVED ON NOVEMBER 6, 2018.

Tentative Ruling for December 4, 2018:

It does not appear that adversary proceeding will be resolved in the near future.

Court will not leave plan in a state of limbo for extended period. Discuss with parties what should happen to plan and case if plan cannot go effective in the near future.

Final Ruling for December 4, 2018:

Court entered order dated December 11, 2019, continuing case status conference to February 26, 2019 at 2:00 p.m and providing that, if trustee does not receive from reorganized debtor sufficient funds to enable trustee to make all payments then due under confirmed plan by 4:00 p.m. on February 19, 2019, the trustee must declare a default under the plan and invoke the plan provisions that apply in the event of a default. Court directed trustee to file and serve an updated status report not later than February 19, 2019.

Tentative Ruling for February 26, 2019:

Has the trustee declared a default under the plan? If not, why not and when will the trustee declare a default under the plan? When will the trustee

**United States Bankruptcy Court
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

employ a broker to market the property? Hearing required.

Final Ruling from February 26, 2019:

Continue case status conference to April 9, 2019 at 2:00 p.m. to be heard concurrently with status conference in adversary proceeding to recover alleged overpayment. Trustee should file updated status report not later than March 29, 2019. (Trustee has discovered that debtor took out another loan secured by the property for \$500,000.)

Tentative Ruling for April 9, 2019:

Reorganized debtor paid the trustee \$175,000, which the trustee believes is sufficient to consummate the plan. When does the trustee anticipate that she will be in a position to make the required plan disbursements?

Tentative Ruling for August 15, 2019:

Continue status conference to October 16, 2019 at 11:00 a.m. Trustee should file updated status report not later than October 7, 2019.
APPEARANCES WAIVED ON AUGUST 15, 2019.

Tentative Ruling for October 16, 2019:

Continue case status conference to November 6, 2019 at 10:00 a.m. to be heard concurrently with trustee's motion for final decree. Appearances waived on October 16, 2019.

Tentative Ruling for November 6, 2019:

Take status conference off calendar due to grant of motion for final decree. Appearances waived.

Party Information

Debtor(s):

Arroyo Vision Care, LLC

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... Arroyo Vision Care, LLC

Chapter 11

Michael R Totaro

Trustee(s):

Elissa Miller (TR)

Represented By
David M Goodrich
Asa S Hami
Daniel A Lev

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

#16.00 Debtor's Motion to Disallow Claim No. 239 Filed By Sheree Waterson

Docket 1333

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Claimant has not provided any evidence that the unpaid vacation pay claim relates to the 180-days before the bankruptcy and has not demonstrated that her severance claim qualifies for treatment as an administrative or priority claim. Grant motion. Sustain objection. Allow both claims as general unsecured claims.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

#17.00 Debtor's Motion to Disallow Claim No. 294 Filed By Kimberly Hunt Khouzam

Docket 1335

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Claimant has not demonstrated that her severance claim qualifies for treatment as an administrative or priority claim. Grant motion. Sustain objection. Allow severance claim as a general unsecured claim.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#18.00 Debtor's Application to Employ Sherwood Partners, Inc. as Sales Agent

Docket 77

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor will need to explain to the court why it should employ a sales agent on an hourly fee rather than a comission basis. Hearing required.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#19.00 Frame LA Brands, LLC and Good American, LLC's. Motion for Entry of an Order Compelling the Debtor in Possession to Assume or Reject Executory Contracts or in the Alternative Grant Limited Relief from the Automatic Stay as to Termination Provisions

Docket 82

***** VACATED *** REASON: CONT'D TO 12/11/19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/24/19 -- Court approved stipulation continuing hearing to December 11, 2019 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 6, 2019.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#20.00 Final Hearing re: Debtors' Motion For Entry Of An Order Authorizing Debtor To Provide Adequate Assurance Of Future Payment To Utility Companies Pursuant To 11 U.S.C. § 366

[OST]

fr. 9-10-19

Docket 3

***** VACATED *** REASON: 10/10/19 - FINAL ORDER GRANTING MOTION ENTERED. OFF CALENDAR**

Courtroom Deputy:

9/9/19 - Ariella Simonds, (310)407-4039, has been approved for telephonic appearance on 9/10/19 @ 10:30am

Tentative Ruling:

Grant in part and deny in part. Court will set a date for a continued hearing now. Debtor should serve notice of the continued hearing date on utilities by a date set by the Court. Along with that motion should be a notice setting forth the deposits that the debtor intends to make with regard to each utility. Notice should be accompanied by payment of the actual deposits themselves. Utilities that do not object by a date certain will be deemed to have agreed to the adequate assurance that the debtor has proposed. If a utility does object, it should be required to specify in writing what it believes the debtor should be required to do in order to provide it with adequate assurance. If the parties are unable to resolve the issue consensually, the debtor should file the utility's request and its response by a date certain. Utility should have an opportunity to file a brief on this issue and the Court will resolve the question at the continued hearing. Utility will be precluded from terminating service until the resolution of the dispute.

OFF CALENDAR. NO UTILITIES OBJECTED TO DEBTOR'S PROPOSAL RE ADEQUATE ASSURANCE. NO APPEARANCE REQUIRED.

Party Information

**United States Bankruptcy Court
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Wednesday, November 6, 2019

Hearing Room 1539

10:00 AM

CONT... West Coast Distribution, Inc.

Chapter 11

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, November 6, 2019

Hearing Room 1539

11:00 AM

2:13-15999 Janice Doreen Dickinson

Chapter 7

#100.00 Application to Employ Brutzkus Gubner as Trustee's General Counsel ,
Retroactive and Effective as of April 28, 2014

fr. 10-2-19

Docket 40

*** VACATED *** REASON: OFF CALENDAR. MATTER RESOLVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why is trustee requesting that professional be employed effective as of the date of the debtor's discharge -- April 28, 2014?

10/7/19 -- Applicant has elected to permit employment to relate back only to July 26, 2019. Court approved application. OFF CALENDAR. MATTER RESOLVED.

Party Information

Debtor(s):

Janice Doreen Dickinson

Represented By
Jeffrey N Wishman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Howard M Ehrenberg (TR)
Corey R Weber

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

11:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 7-31-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for July 31, 2019:

Is debtor now in compliance with US Trustee requirements? If not, what is currently missing?

What was the status of the Kazerooni litigation as of the petition date? Does the debtor intend to stipulate to relief from the automatic stay to permit this litigation to proceed in state court, or does the debtor have a different game plan for the resolution of disputes with Kazerooni?

Is debtor currently using cash collateral? If so, where is the promised stipulation (or motion) re use of cash collateral?

How is the debtor's business performing at this point? Is the debtor meeting its projections? Is there a remaining business here or should this case be converted to chapter 7?

Hearing required.

Final Ruling for July 31, 2019:

Continue case status conference to November 6, 2019 at 11:00 a.m. Debtor should file updated status report not later than October 25, 2019.

Tentative Ruling for November 6, 2019:

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

11:00 AM

CONT... Brand Brigade LLC

Chapter 11

Where is status report that should have been filed by October 25, 2019?

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 6, 2019

Hearing Room 1539

2:00 PM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

#200.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 12-12-18, 3-13-19, 6-12-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date.

12/17/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 14, 2018

Bar date -- February 8, 2019

Cont'd status conference -- March 13, 2019 at 11:00 a.m.

L/D to file status report -- February 27, 2019

Tentative Ruling for March 13, 2019:

Are any prospective purchasers showing interest in the debtor's property? If not, how do the debtors explain this?

Were there any surprises among the claims filed by the bar date?

Hearing required.

Tentative Ruling for June 12, 2019:

Debtors do not need to continue answering all of the same questions from the original order setting status conference in their status reports. They can simply update the court on the status of the case and the debtor's intentions with regard to the future of the case.

**United States Bankruptcy Court
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Wednesday, November 6, 2019

Hearing Room 1539

2:00 PM

CONT... **Herbert W. Gains and Beth A. Gains** **Chapter 11**

Revisit status of case after conclusion of hearing on surcharge motion. Set deadline for filing plan and disclosure statement for approximately 90 to 120 days.

6/18/19 -- Court approved scheduling order setting following dates:

L/D to file a plan and disclosure statement -- September 25, 2019
Hearing on disclosure statement -- November 6, 2019 at 2:00 p.m.
Cont'd status conference -- November 6, 2019 at 2:00 p.m.
Requirement that status conference be filed is waived.

8/30/19 -- Court granted ex parte application to extend deadline to file plan and disclosure statement to December 20, 2019.

Tentative Ruling for November 6, 2019:

Is debtor on track to be able to file its plan by December 20, 2019? If not, why not? Hearing required.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#1.00 TRIAL re: 12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Timothy J. Yoo against Merchant Advance Pay, Inc.

ISSUES:

(1) whether the lien formerly held by Quentin Meats against assets of the Debtor was avoided by the trustee and preserved for the benefit of the estate;

(2) what is the value of the benefit that the trustee and his professionals conferred on secured creditor Merchant Advance Pay, Inc. ("MAP") due to the manner in which he administered the Debtor's bankruptcy estate.

fr. 1-15-19, 5-14-19, 7-2-19, 7-17-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/22/20 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why don't the parties want this matter sent to mediation? Hearing required.

1/17/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- May 14, 2019 at 2:00 p.m.

L/D to file updated status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

1/25/19 -- Court approved order appointing mediators.

**United States Bankruptcy Court
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Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

CONT... Onebada, Inc

Chapter 7

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

Tentative Ruling for July 2, 2019:

Revisit status of action after conclusion of related matters on calendar.

Tentative Ruling for July 17, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

9/16/19 -- Court approved stipulation continuing trial date and status conference to January 22, 2020 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 7, 2019.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

CONT... Onebada, Inc

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:18-11855 Onebada, Inc

Chapter 7

Adv#: 2:18-01372 Yoo v. Merchant Advance Pay, Inc.

#2.00 Status Conference (**on the balance of the issues remaining in the adversary proceeding**) re: 12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(21 (Validity, priority or extent of lien or other interest in property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Timothy J. Yoo against Merchant Advance Pay, Inc.

fr. 1-15-19, 5-14-19, 7-2-19, 7-17-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/22/20 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Why don't the parties want this matter sent to mediation? Hearing required.

1/17/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- May 14, 2019 at 2:00 p.m.

L/D to file updated status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

1/25/19 -- Court approved order appointing mediators.

Tentative Ruling for May 14, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

Tentative Ruling for July 2, 2019:

Revisit status of action after conclusion of related matters on calendar.

**United States Bankruptcy Court
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Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

CONT... Onebada, Inc

Chapter 7

Tentative Ruling for July 17, 2019:

Set discovery cutoff in approximately 4 months and continued status conference for approximately same time frame.

9/16/19 -- Court approved stipulation continuing trial date and status conference to January 22, 2020 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 7, 2019.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Defendant(s):

Merchant Advance Pay, Inc.

Represented By
Stella A Havkin

Plaintiff(s):

Timothy J. Yoo

Represented By
Monica Y Kim
Carmela Pagay

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:19-14885 Patricia Sue Strauss

Chapter 7

#3.00 U.S. Trustee's Motion for fine and/or disgorgement of fees against bankruptcy petition preparer Michael J. Rojas, Jr. and Los Angeles Legales aka Legales

Docket 14

***** VACATED *** REASON: 10/21/19 - ORDER APPROVING
STIPULATION ENTERED. OFF CALENDAR**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/21/19 -- Court approved stipulation resolving motion. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Patricia Sue Strauss

Pro Se

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:19-18119 Alejandro Cicilia Flores

Chapter 13

#4.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case pursuant to 11 USC Section 707(b)(1),(b)(2) and (3)(B) and contingent Motion to Extend Bar Date for Filing Complaint under 11 USC Section 727 Objecting to Debtor's Discharge.

Docket 15

***** VACATED *** REASON: 10/15/19 - CASE CONVERTED TO
CHAPTER 13 AND REASSIGNED TO JUDGE KLEIN.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/11/19 -- Court granted motion to convert case to chapter 13. Case has been reassigned to Judge Klein. Off calendar.

Party Information

Debtor(s):

Alejandro Cicilia Flores

Represented By
Raymond Perez

Movant(s):

United States Trustee (LA)

Represented By
Kelly L Morrison

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:19-17098 Armineh Ghazarian

Chapter 7

#5.00 U.S. Trustee's Motion to Dismiss Chapter 7 Case for Cause Under 11 U.S.C. Section 707(a)

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor is not entitled to obtain the benefits of bankruptcy and a discharge without cooperating with requests for information to permit the trustee and the U.S. Trustee to determine whether debtor is abusing the bankruptcy system by filing chapter 7. Grant motion. Vacate debtor's discharge and dismiss bankruptcy case.

Party Information

Debtor(s):

Armineh Ghazarian

Represented By

G. Gregory Alexanyan

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:19-18714 Leonor Carmona

Chapter 7

#6.00 U.S. Trustee's Motion for fine and/or disgorgement of fees against bankruptcy petition preparer Anber Smith aka Amber McKenney

Docket 11

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The undisputed facts show that the respondent is a petition preparer who helped the debtor by preparing her bankruptcy documents. Although respondent's name is typed on the petition forms, no Bankruptcy Petition Preparer's Notice, Declaration and Signature were attached to the petition, schedules and SOFA when they were filed on July 26, 2019. Therefore, respondent failed to sign these three documents or provide the required identifying number on these three documents. (Each document is a separate violation for which respondent may be fined \$500.) She also failed to file the written notice to debtor by non-attorney petition preparer in a timely manner and failed to file an accurate declaration as to the amount of money that she received from the debtor, each of which is an additional violation of section 110. Respondent should be fined \$4,000 for 8 violations of section 110.

With regard to the request for disgorgement of the fee paid, the respondent's opposition acknowledges that the petition preparer bears the burden of proving the reasonableness of the fee charged, yet she makes no attempt to carry this burden of proof. She also represents that she will explain why the disclosure form she filed had the incorrect dollar amount on it at the hearing, but does not include an explanation in the opposition itself, which is where such an explanation belongs. Require respondent to disgorge \$250 she received.

Party Information

Debtor(s):

Leonor Carmona

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

CONT... Leonor Carmona

Chapter 7

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:19-15302 Veronica Jean Toves-Morris

Chapter 7

#7.00 U.S. Trustee's Motion for fine and/or disgorgement of fees against bankruptcy petition preparer Jacqueline Campbell

Docket 22

***** VACATED *** REASON: 11/6/19 - ORDER SIGNED. OFF CALENDAR. NO APPEARANCE REQUIRED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

In light of the services rendered, it is clear that respondent is a bankruptcy petition preparer. As such, she is required to comply with the rules applicable to bankruptcy preparers. Ignorance of the requirements is not a defense. Respondent handled the filing fee for debtor and delivered it to the bankruptcy court. This is a violation of section 110. The disclosure that respondent filed as to amounts paid by the debtor is inaccurate and was not filed with the petition as required by section 110. Debtor has receipts demonstrating that she paid \$351. Even "tips" are compensation that must be disclosed. Characterizing a portion of the fee paid as a tip doesn't exempt this amount from disclosure. Petitioner's signatures and identifying number need to be on the documents at the time they are filed (which is accomplished through the filing of a bankruptcy petition preparer's notice, declaration and signature concurrently with the document to which it refers). Each document that should have been accompanied by such a document but wasn't is a separate violation. Each failure to include an identifying number is a separate violation. Fine respondent \$500 each for 5 violations of section 110 and order disgorgement of fees paid (\$351).

11/6/19 -- Court approved stipulation resolving motion. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Veronica Jean Toves-Morris

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

CONT... Veronica Jean Toves-Morris

Chapter 7

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:18-10353 Claudio Francisco Caringella

Chapter 7

#8.00 U.S. Trustee's Motion to Amend Order Granting Debtor's Motion to Reopen to Direct the Appointment of a Chapter 7 Trustee and to Prevent Automatic Closure

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. U.S. Trustee may lodge an amended order reopening case that directs the U.S. Trustee to appoint a chapter 7 trustee.

Party Information

Debtor(s):

Claudio Francisco Caringella Pro Se

Trustee(s):

Peter J Mastan (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 11

#9.00 U.S. Trustee's Motion under 11 USC Section 1112(b)(1) to Convert, Dismiss or Appoint a Chapter 11 Trustee

Docket 26

***** VACATED *** REASON: 11/6/19 - VOLUNTARY DISMISSAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court entered an order converting the case to chapter 7 on October 2, 2019.
Does the US Trustee still want to proceed with this motion?

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#10.00 Plaintiff's Motion For Order Continuing Deadlines Set/Referenced At October 15, 2019 Status Conference

Docket 576

Courtroom Deputy:

11/5/19 - Douglas Neistat, (818)382-6200, has been approved for telephonic appearance on 11/7/19 @ 10am

11/6/19 - Jessica Ponce, (213)263-2911, has been approved for telephonic appearance on 11/7/19 @ 10am

Tentative Ruling:

Overrule objection and grant motion. This matter has become particularly complex and time-consuming as a direct result of defendant's failure to cooperate in discovery and the nature of the required discovery. The number of parties who have expressed an interest in preserving privileges has caused the expense of discovery to be increased several fold through no fault of the plaintiff's. Neither the parties nor the court has encountered a comparable situation and it cannot be said that the plaintiff has improperly delayed the filing of a motion for clarification (not reconsideration). Issues have arisen that the Court did not foresee at the time it entered the order for which the plaintiff seeks clarification.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy - DISBARRED -
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 7, 2019

Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Plaintiff(s):

James Murtagh

Represented By
Douglas M Neistat
Michael J Conway
Derek Linke

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

2:18-22397 Steven Paul Dorn

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: secured deposit account

MOVANT: DOWNEY FEDERAL CREDIT UNION

Docket 15

Courtroom Deputy:

11/8/19 - Rebecca Wicks, (949)224-6415, has been approved for telephonic appearance on 11/12/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Steven Paul Dorn

Represented By
Raymond Perez

Movant(s):

Downey Federal Credit Union

Represented By
Rebecca M Wicks

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

2:19-19471 VEPEL 6 LLC

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6000 Carlton Way, Los Angeles, CA 90028

MOVANT: CIVIC VENTURES, LLC.

fr. 10-1-19

Docket 26

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

Debtor served its opposition on the court by US Mail on September 27 for an October 1 hearing. Court manual requires that papers served on judge less than 14 days before a hearing be served by overnight mail or personal delivery. Moreover, opposition was due 14 days before the hearing and is late-filed.

Motion does not contain admissible evidence of value or any evidence that this property is declining in value. Although it appears that affiliates of the debtor have engaged in a variety of activities in bad faith, other than the prepetition transfer, are there any facts that establish bad faith in this case? Motion will not be decided based on character evidence.

Deny motion without prejudice.

Final Ruling for October 1, 2019:

Continue hearing to November 12, 2019 at 10:00 a.m. Movant should file and serve supplemental papers not later than October 15, 2019. Any supplemental response from trustee must be filed and served not later than November 5, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

CONT... VEPEL 6 LLC

Chapter 7

Tentative Ruling for November 12, 2019:

Deny motion without prejudice to give trustee an opportunity to market and sell the property, which appears to have some equity in it that may be available for creditors of the estate.

Party Information

Debtor(s):

VEPEL 6 LLC

Represented By
Thomas B Ure

Movant(s):

Civic Ventures, LLC, attorney-in-

Represented By
Amelia B. Valenzuela

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

2:19-19716 Jose De La Cruz

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2018 TOYOTA CAMRY VIN# 4T1B11HK7JU620237

MOVANT: TOYOTA LEASE TRUST

Docket 12

Courtroom Deputy:

11/4/19 - Kristine Martinez, (213) 863-6083 has been approved for telephonic appearance on 11/12/19 @ 10AM

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Jose De La Cruz

Represented By
Devin Sawdayi

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6037 Romaine Street, Los Angeles, CA 90038

MOVANT: HMC ASSETS, LLC

fr. 10-1-19

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

Grant motion pursuant to Bankruptcy Code section 362(d)(1) for cause, including a lack of adequate protection, without waiver of Rule 4001(a)(3), based on debtor's having been cited for leaving the property vacant and open to the public.

Final Ruling for October 1, 2019:

Continue hearing to November 12, 2019 at 10:00 a.m. Movant should file and serve supplemental papers not later than October 15, 2019. Any supplemental response from trustee must be filed and served not later than November 5, 2019.

Tentative Ruling for November 12, 2019:

Trustee was just appointed on October 21, 2019 and has not had an opportunity to respond to this motion. Continue hearing for approximately 30 days to give trustee an opportunity to obtain his own broker's price opinion and assess whether he believes there is equity in the property.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

CONT... Lexington 12 LLC

Chapter 7

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

HMC Assets, LLC, solely in its

Represented By
Amelia B. Valenzuela

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 4207, 4207 1/2, & 4209 Sunset Drive, Los Angeles, CA 90027

MOVANT: CIVIC VENTURES, LLC

fr. 10-1-19

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

There is no admissible evidence of value. There is no evidence that the property is declining in value. The only code violations (lack of permits) that relate to this particular property show that the issue was "closed" 10 years ago. Deny motion without prejudice.

Final Ruling for October 1, 2019:

Continue hearing to November 12, 2019 at 10:00 a.m. Movant should file and serve supplemental papers not later than October 15, 2019. Any supplemental response from trustee must be filed and served not later than November 5, 2019.

Tentative Ruling for November 12, 2019:

Trustee was just appointed on October 21, 2019 and has not had an opportunity to respond to this motion. Continue hearing for approximately 30 days to give trustee an opportunity to obtain his own broker's price opinion and assess whether he believes there is equity in the property.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

CONT... Lexington 12 LLC

Chapter 7

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

Civic Ventures, LLC, attorney-in-

Represented By
Amelia B. Valenzuela

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 7

**#6.00 Scheduling and Case Management Conference in a Chapter 7 Case
fr. 10-16-19**

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

What is the status of this case? What issues does the chapter 7 trustee anticipate he or she will encounter? Hearing required.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01307 NG DIP LIQUIDATING TRUST v. City of Los Angeles

#200.00 Status Conference re: 91 (Declaratory judgment)) Complaint by NG DIP
Liquidating Trust against City of Los Angeles

fr. 11-27-18, 2-12-19, 5-14-19, 6-18-19, 7-30-19, 9-10-19

Docket 1

***** VACATED *** REASON: 10/2/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

2/15/19 -- Court entered scheduling order with following dates:

Cont'd status conference -- May 14, 2019 at 2:00 pm

L/D to file joint status report -- April 30, 2019

L/D to lodge order appointing mediators -- February 25, 2019

L/D to complete mediation -- May 14, 2019

22519 -- Court approved order appointing mediators.

4/30/19 -- Court approved stipulation continuing hearing to June 18, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 14, 2019.

6/3/19 -- Court approved stipulation continuing hearing to July 30, 2019 at 2:00 p.m. OFF CALENDAR FOR JUNE 18, 2019.

7/17/19 -- Court approved stipulation continuing hearing to September 10, 2019 at 2:00 p.m. OFF CALENDAR FOR JULY 30, 2019.

8/26/19 -- Court approved stipulation continuing hearing to November 12, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 10, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

10/2/19 -- Court approved stipulation dismissing action. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

City of Los Angeles

Represented By
Wendy A Loo

Plaintiff(s):

NG DIP LIQUIDATING TRUST

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:17-11401 Karine Kenaraki Mansoorian

Chapter 7

Adv#: 2:19-01044 Dye v. Babaie et al

#201.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Carolyn Dye against David Babaie, Keto Development Group, LLC.

fr. 4-9-19, 5-7-19, 9-17-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

At request of the parties, continue status conference to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 9, 2019.

Tentative Ruling for May 7, 2019:

When will counsel for the plaintiff be in a position to pay attention to, and diligently prosecute, this adversary proceeding? Hearing required.

5/13/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- September 17, 2019 at 2:00 pm

L/D to file joint status report -- September 3, 2019

L/D to lodge order appointing mediator -- May 24, 2019

L/D to complete mediation -- September 17, 2019

Tentative Ruling for September 17, 2019:

Where is order appointing mediator? Did parties complete a day of mediation? Where is joint status report that was due September 3, 2019? Hearing required.

9/16/19 -- Court approved stipulation continuing status conference to

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Karine Kenaraki Mansoorian

Chapter 7

November 12, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 17, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for November 12, 2019:

Where is the joint status report that should have been filed two weeks prior to the status conference? What is the status of this matter? When will the parties be in a position to complete discovery? Hearing required.

Party Information

Debtor(s):

Karine Kenaraki Mansoorian

Represented By
Nancy Hanna

Defendant(s):

David Babaie

Represented By
Matthew A Lesnick

Keto Development Group, LLC

Represented By
Matthew A Lesnick

DOES 1 THROUGH 10

Pro Se

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:18-22905 John Carroll

Chapter 7

Adv#: 2:19-01036 Garcia v. Carroll

#202.00 Status Conference re: 62 (Dischargeability - 523(a)(2) false pretenses, false representation, actual fraud)) Complaint by Joe "Joseph" Moises Garcia against John Carroll

fr. 4-9-19, 8-13-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set discovery cutoff for late September, 2019. Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to the date of the continued status conference.

4/15/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 13, 2019 at 2

L/D to file joint status report -- July 30, 2019

L/D to complete discovery -- September 30, 2019

L/D to lodge order appointing mediators -- April 23, 2019

L/D to complete mediation -- August 13, 2019

4/14/19 -- Court approved order appointing mediators.

7/29/19 -- Court approved order appointing replacement mediators.

Tentative Ruling for August 13, 2019:

Although the parties filed a document entitled, "Joint Status Report," it does not contain any of the information that the Court requires in a joint status report. Hearing required.

Final Ruling for August 13, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... John Carroll

Chapter 7

Continue status conference to November 12, 2019 at 2:00 p.m. Parties should file joint status report not later than October 29, 2019. Court extended discovery cutoff to October 31, 2019. Defendant was instructed to lodge scheduling order with these dates.

Tentative Ruling for November 12, 2019:

Impose sanctions of \$150 on counsel for defendant for failing to lodge scheduling order as instructed at last status conference. Are parties requesting a further extension of the discovery cutoff? Order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

John Carroll

Represented By
Allan D Sarver

Defendant(s):

John Carroll

Represented By
David M Almaraz

Joint Debtor(s):

Donna Carroll

Represented By
Allan D Sarver

Plaintiff(s):

Jose "Joseph" Moises Garcia

Represented By
Michael B Wilson

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:18-23674 Anna M Granucci

Chapter 7

Adv#: 2:19-01049 Gottlieb v. Granucci

#203.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(11 (Recovery of money/property - 542 turnover of property)),(41 (Objection / revocation of discharge - 727(c),(d),(e))) Complaint by Abraham Gottlieb against Anna M Granucci

fr. 4-16-19, 7-30-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for July 30, 2019:

Discuss with parties whether it would make sense to grant relief from stay (once complaint has been amended) to permit plaintiff to proceed with state court action against debtor.

Hearing required.

Final Ruling for July 30, 2019:

Plaintiff should file and serve amended complaint not later than August 9, 2019. Defendant should file and serve response to amended complaint not later than August 23, 2019. Status conference is continued to November 12, 2019 at 2:00 p.m. Parties should file joint status report not later than October 29, 2019.

Tentative Ruling for November 12, 2019:

Where is the joint status report that should have been filed two weeks prior to the status conference? What is the status of this matter? When will the

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Anna M Granucci

Chapter 7

parties be in a position to complete discovery? Hearing required.

11/12/19 -- Court approved stipulation dismissing action. OFF CALENDAR.
NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Anna M Granucci

Represented By
Larry D Simons

Defendant(s):

Anna M Granucci

Represented By
Richard P Ross

Plaintiff(s):

Abraham Gottlieb

Represented By
John Burgee

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:19-14387 Richard L. Ashbee

Chapter 7

Adv#: 2:19-01231 Dagawa Trading LLC v. Ashbee

#204.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Dagawa Trading LLC against Richard Laurence Ashbee.

fr. 9-17-19, 10-1-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/28/20 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/16/19 -- Court approved stipulation continuing status conference to October 1, 2019 at 2:00 p.m. and continuing defendant's response date to September 2, 2019. OFF CALENDAR FOR SEPTEMBER 17, 2019.

9/17/19 -- Court approved stipulation continuing status conference to November 12, 2019 at 2:00 p.m., setting deadline of October 11, 2019 for defendant to file response to amended complaint. OFF CALENDAR FOR OCTOBER 1, 2019.

11/5/19 -- At hearing held this date, Court continued status conference to January 28, 2020 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 12, 2019.

Party Information

Debtor(s):

Richard L. Ashbee

Represented By
Michael E Plotkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Richard L. Ashbee

Chapter 7

Defendant(s):

Richard Laurence Ashbee

Pro Se

Plaintiff(s):

Dagawa Trading LLC

Represented By
Shanen R Prout

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01201 Guirguis et al v. Carlsen et al

#205.00 Cross-Defendants Michael Garelick and M.H. Garelick Business Management, Inc.'s Motion to Dismiss Carlsen's Cross-Complaint

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion to dismiss without leave to amend. The claims that debtor seeks to assert do not arise out of the same nucleus of operative facts as the claims that have been asserted against her by the plaintiffs. Debtor does not need to adjudicate the issues raised in her cross-complaint in order to defend herself in the underlying action. Therefore, there is no supplemental jurisdiction over these claims.

As to "related-to" jurisdiction, now that the estate has abandoned any interest in the claims that the debtor seeks to assert against movants, there is no way that the outcome of the litigation of these claims could have any conceivable impact on the estate. Debtor is free to prosecute these claims in state court if she so desires, but they have nothing to do with this adversary proceeding and are not within the subject matter jurisdiction of this court.

Party Information

Debtor(s):

Rachel Louise Carlsen Pro Se

Defendant(s):

Rachel Louise Carlsen Pro Se

Plaintiff(s):

Tyler Fred Represented By
Candice Candice Bryner

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... **Rachel Louise Carlsen**
Mark Guirguis

Represented By
Candice Candice Bryner

Chapter 7

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01356 Carlsen v. BANK OF AMERICA, N.A et al

#206.00 Bank of America, N.A. Bank of America Corporation, Nationstar Mortgage, LLC and Deutsche Bank National Trust Company, as Trustee for Holders of the GSR Mortgage Loan Trust 2006-0A1's Motion to Dismiss Adversary Proceeding

Docket 4

***** VACATED *** REASON: 11/4/19 - WITHDRAWAL OF MOTION FILED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Rachel Louise Carlsen Pro Se

Defendant(s):

BANK OF AMERICA, N.A. Represented By
Adam N Barasch

BANK OF AMERICA Represented By
Adam N Barasch

NATIONSTAR MORTGAGE, LLC Represented By
Adam N Barasch

DEUTSCHE BANK NATIONAL Represented By
Adam N Barasch

And DOES 1 through 10, Inclusive Pro Se

All Persons Known and Unknown Pro Se

Plaintiff(s):

Rachel Louise Carlsen Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen

Chapter 7

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:18-14217 Julio Villatoro

Chapter 7

Adv#: 2:19-01078 Dye v. Villatoro et al

#207.00 Order To Show Cause Why Adversary Proceeding Should Not Be Dismissed for Lack of Prosecution based on Plaintiff's Failure to Attend the Status Conference

Docket 14

***** VACATED *** REASON: 11/4/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR. MATTER HAS BEEN DISMISSED PURSUANT TO STIPULATION.

Party Information

Debtor(s):

Julio Villatoro

Represented By
Julie J Villalobos

Defendant(s):

Maria Villatoro

Represented By
Marcella Lucente

Julio Villatoro

Represented By
Marcella Lucente

Aldolfo Escobar

Pro Se

Joint Debtor(s):

Maria Villatoro

Represented By
Julie J Villalobos

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Julio Villatoro

Chapter 7

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:18-14217 Julio Villatoro

Chapter 7

Adv#: 2:19-01078 Dye v. Villatoro et al

#208.00 Status Conference re: 91 (Declaratory judgment), (31 (Approval of sale of property of estate and of a co-owner - 363(h)),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Carolyn Dye against Maria Villatoro, Julio Villatoro, Aldolfo Escobar

FR. 5-28-19, 10-15-19

Docket 1

***** VACATED *** REASON: 11/4/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for May 28, 2019:

Will parties be stipulating to vacate the default of defendant Escobar? Set discovery cutoff for late October, 2019. Continue status conference for approximately 90 to 120 days. Order parties to complete a day of mediation prior to date of continued status conference.

Final Ruling for May 28, 2019:

Continue status conference to October 15, 2019 at 2:00 p.m. Parties should file joint status report by October 1, 2019. (Parties report that they think they have settled the matter and that the trustee will be filing a 9019 motion.)

Tentative Ruling for October 15, 2019:

Court approved compromise pursuant to which \$40,000 of \$62,000 was paid as a down payment and the balance was to be paid over 4 months. Have the required settlement payments been made? Where is the status report that should have been filed on October 1, 2019? Hearing required.

11/4/19 -- Court approved stipulation re dismissal. OFF CALENDAR. NO APPEARANCE REQUIRED.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Julio Villatoro

Chapter 7

Party Information

Debtor(s):

Julio Villatoro

Represented By
Julie J Villalobos

Defendant(s):

Maria Villatoro

Represented By
Marcella Lucente

Julio Villatoro

Represented By
Marcella Lucente

Aldolfo Escobar

Pro Se

Joint Debtor(s):

Maria Villatoro

Represented By
Julie J Villalobos

Plaintiff(s):

Carolyn Dye

Represented By
Leonard Pena

Trustee(s):

Carolyn A Dye (TR)

Represented By
Leonard Pena

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:19-16993 Bradley M. Bronson

Chapter 7

#209.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM re: Candido Cabrera v. BMM, Inc. et al; Docket Number 18STCV05154; Los Angeles Superior Court

MOVANT: CANDIDO CABRERA

fr. 10-1-19

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

Debtor has filed motion to dismiss 523(a)(6) action that is on calendar for 2:00 p.m. on October 1, 2019. Continue this hearing to 2:00 p.m. to be heard after motion to dismiss. APPEARANCES WAIVED ON 10:00 A.M. CALENDAR.

Court cannot resolve this motion until it knows whether or not the 523(a)(6) action will be permitted to proceed. If there is a viable 523(a)(6) action, as movant seeks to litigate against parties other than the debtor as well, it would be more efficient to grant this motion and hold the nondischargeability action in abeyance pending the outcome of the state court action. If the court determines that the movant cannot state a nondischargeable claim, there would be no reason to permit the action to proceed in state court against the debtor (unless there might be available insurance proceeds, but it is worthy of note that it seems unlikely that movant's claim could be both nondischargeable in nature and covered by insurance as it is against public policy to insure claims based on willful misconduct).

Revisit status of this motion after conclusion of hearing on motion to dismiss at 2:00 p.m.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

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2:00 PM

CONT... Bradley M. Bronson

Chapter 7

Final Ruling for October 1, 2019:

Court granted motion to dismiss with leave to amend and continued hearing to November 12, 2019 at 2:00 p.m.

Tentative Ruling for November 12, 2019:

Plaintiff has now filed an amended complaint and there is another motion to dismiss on calendar. Revisit status of this motion after conclusion of hearing on motion to dismiss.

Party Information

Debtor(s):

Bradley M. Bronson

Represented By
J. Bennett Friedman

Movant(s):

Candido Cabrera

Represented By
Gregory M Salvato

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:19-16993 Bradley M. Bronson

Chapter 7

Adv#: 2:19-01242 Cabrera v. Bronson

#210.00 Defendant Bradley Bronson's Motion to Dismiss First Amended Adversary Complaint

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant in part and deny in part. Dismiss second claim for relief without leave to amend. Failure to pay overtime wages and to indemnify for necessary expenditures and losses is not a nondischargeable claim. Dismiss fourth claim for relief without leave to amend as it is entirely duplicative and unnecessary. Plaintiff does not need a declaration that it is entitled to prevail on its first and third claims. Set deadline for defendant to file an answer to the first and third claims for relief.

Party Information

Debtor(s):

Bradley M. Bronson

Represented By

J. Bennett Friedman

Michael D Sobkowiak

Defendant(s):

Bradley M. Bronson

Represented By

J. Bennett Friedman

Michael D Sobkowiak

Plaintiff(s):

Candido Cabrera

Represented By

Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Bradley M. Bronson

Chapter 7

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

2:19-16993 Bradley M. Bronson

Chapter 7

Adv#: 2:19-01242 Cabrera v. Bronson

#211.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Candido Cabrera, Bradley M. Bronson against Bradley M. Bronson

fr. 10-1-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for filing amended complaint and deadline for responding to amended complaint.

10/4/19 -- Court granted motion to dismiss with leave to amend. Plaintiff shall file and serve amended complaint not later than October 7, 2019. Defendant shall have to and including October 21, 2019 to file and serve a response to amended complaint. If the response is another motion to dismiss, it should be set for hearing on November 12, 2019 at 2:00 p.m. Status conference continued to same date. Requirement that joint status report be filed is waived.

Tentative Ruling for November 12, 2019:

Set deadline for filing of answer to first and third claims for relief. Set continued status conference date and deadline for filing joint status report. New dates should be in order on motion to dismiss.

Party Information

Debtor(s):

Bradley M. Bronson

Represented By
J. Bennett Friedman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 12, 2019

Hearing Room 1539

2:00 PM

CONT... Bradley M. Bronson

Chapter 7

Defendant(s):

Bradley M. Bronson

Pro Se

Plaintiff(s):

Candido Cabrera

Represented By
Gregory M Salvato

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

10:00 AM

2:19-14423 Sabrina L Bradshaw

Chapter 7

#1.00 Trustee's Objection to Debtor's Claim of Exemption in Inherited Calpers Account

Docket 31

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has asserted an exemption with regard to her inherited CalPERS pension pursuant to CCP Section 703.140(b)(10)(E). In order to be exempt, the income stream must meet three requirements:

1. the right to receive payment must be from a stock bonus, pension, profit-sharing, annuity or similar plan or contract;
2. the right to receive the payment must be on account of illness, disability, death, age, or length of service; and
3. the right to receive payment may be exempted only to the extent that it is reasonably necessary to support the account holder or his dependents.

There is no dispute that the income stream in question is from a pension, so the first requirement is satisfied. With regard to the second requirement, the issue is whether the triggering event needs to be the illness, disability, death, age or length of service of the party seeking to exempt the income stream herself. Here, the income stream resulted from the death and length of service of the debtor's aunt, not the debtor herself. However, in order to give effect to all of the words of the statute, it cannot be the case that the triggering event must be based on an event that befell the debtor/claimant, as no one would ever be exempting an income stream that they are receiving based on their own death. Therefore, the court is inclined to treat the debtor as having satisfied the second requirement as well.

However, even if these two requirements are satisfied, the debtor may only exempt the income stream to the extent that it is reasonably necessary to support the debtor. Debtor, as the party who has claimed the exemption, bears the burden of proof as to the availability of the exemption and therefore

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

10:00 AM

CONT... Sabrina L Bradshaw

Chapter 7

on this issue as well and debtor has not responded to the objection. However, the information previously provided by the debtor as to her income and expenses reveals that only a portion of the payment is necessary to cover the debtor's living expenses. Therefore, grant motion in part. Sustain objection to exemption to the extent of \$1,413.14 of each month payment.

Party Information

Debtor(s):

Sabrina L Bradshaw

Represented By
Todd B Becker

Movant(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Michael G D'Alba

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Michael G D'Alba

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

2:17-14276 Altadena Lincoln Crossing LLC

Chapter 11

#100.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 5-31-17, 6-14-17, 8-2-17, 10-4-17, 10-18-17, 11-29-17, 1-31-18, 2-28-18,
5-24-18, 6-20-18, 8-29-18, 9-13-18, 10-10-18, 10-24-18, 1-23-19, 1-24-19,
3-7-19, 5-2-19, 8-20-19, 9-26-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 3/4/20 @ 11AM**

Courtroom Deputy:

Tentative Ruling:

5/22/17 -- Court granted motion setting bar date of August 9, 2017.

Tentative Ruling for May 31, 2017:

Continue case status conference to date that can serve as date of hearing on disclosure statement, unless debtor plans to commence payments instead of filing plan on 90th day.

Tentative Ruling for June 14, 2017:

Debtor has now filed plan and disclosure statement. Continue case status conference to date of hearing on disclosure statement.

Tentative Ruling for August 2, 2017:

Continue case status conference to date of continued hearing on disclosure statement.

8/31/17 -- Court signed order continuing hearing to October 18, 2017 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 4, 2017.

Tentative Ruling for October 10, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

CONT... Altadena Lincoln Crossing LLC

Chapter 11

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 24, 2018:

Continue case status conference to date and time of confirmation hearing.

Tentative Ruling for March 7, 2019:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for May 2, 2019:

Set deadline for debtor to file new plan of reorganization. Continue case status conference and hearing on motion for relief from stay to same date and time as hearing on new disclosure statement.

Tentative Ruling for August 20, 2019:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for September 26, 2019:

Revisit status of case after conclusion of hearings on related matters on calendar.

Tentative Ruling for November 13, 2019:

Court has reviewed the trustee's status report. Continue case status conference to March 4, 2020 at 11:00 a.m. Trustee should file updated status report not later than February 22, 2020. Appearances waived on November 13, 2019.

Party Information

Debtor(s):

Altadena Lincoln Crossing LLC

Represented By
Lisa Lenherr
Gregory M Salvato

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#101.00 Debtor's Motion to Disallow Proof Of Claim Number 1 Filed By Floria Kazerooni
fr. 10-2-19

Docket 40

Courtroom Deputy:

9/18/19 - Motion to allow claim no. 1 filed and will be heard with this motion.

Tentative Ruling:

Tentative Ruling for October 2, 2019:

Sustain evidentiary objections. There is no declaration authenticating exhibits and the memorandum is not signed under penalty of perjury (or at all). There is no evidence contained in the claimant's September 18 filing, only argument. Moreover, there is no such thing as a motion to allow a proof of claim. Court construes this September 18 filing as an opposition to the debtor's objection to claim.

Does claimant have any evidence that the DEBTOR (as distinguished from its principals) bound itself to create a subsidiary called Lip Tease and received all or any portion of the \$20,000 that claimant asserts she advanced as an investment in this new subsidiary?

Hearing required.

Final Ruling for October 2, 2019:

Claimant should file and serve supplemental papers not later than October 11, 2019. Debtor should serve and file supplemental response not later than November 4, 2019.

Tentative Ruling for November 13, 2019:

Judges' copy should not be two-sided. There are sufficient issues of fact that

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

CONT... Brand Brigade LLC

Chapter 11

the Court cannot resolve this objection summarily without an evidentiary hearing. Deem objection to be an adversary proceeding for procedural purposes and discuss with parties whether they need/want to conduct discovery or whether court can proceed to set a date for an evidentiary hearing.

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#102.00 Debtor's Motion to Disallow Proof Of Claim Number 2 Filed By Mazyar Kazerooni

Docket 63

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Sustain objection. Disallow claims in full. Claimant has not established that he is entitled to a wage claim in any amount, let alone a priority wage claim, as only wages earned within 180-days prior to the bankruptcy are entitled to priority. Prior deposition testimony establishes that he is not entitled to any unpaid wages and that his only claim is for profits of the company, yet he has released any such claim. Moreover, a claim for profits would at best be a claim that must be subordinated to the claims of actual creditors as such a claim, by definition, would fall to the level of equity. "Profits" are what remains after payment of all liabilities/expenses.

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#102.10 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 7-31-19, 11-6-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for July 31, 2019:

Is debtor now in compliance with US Trustee requirements? If not, what is currently missing?

What was the status of the Kazerooni litigation as of the petition date? Does the debtor intend to stipulate to relief from the automatic stay to permit this litigation to proceed in state court, or does the debtor have a different game plan for the resolution of disputes with Kazerooni?

Is debtor currently using cash collateral? If so, where is the promised stipulation (or motion) re use of cash collateral?

How is the debtor's business performing at this point? Is the debtor meeting its projections? Is there a remaining business here or should this case be converted to chapter 7?

Hearing required.

Final Ruling for July 31, 2019:

Continue case status conference to November 6, 2019 at 11:00 a.m. Debtor should file updated status report not later than October 25, 2019.

Tentative Ruling for November 6, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

CONT... Brand Brigade LLC

Chapter 11

Where is status report that should have been filed by October 25, 2019?

Tentative Ruling for November 13, 2019:

Continue case status conference approximately 90 days and set deadline for debtor in possession to file updated status report.

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

11:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#103.00 Motion of Jilali Elbasri for Order Authorizing Credit Bid for Purchase of Debtor's Assets

Docket 113

Courtroom Deputy:

11/6/19 - Jessica Bagdanov, (818)827-9000, has been approved for telephonic appearance on 11/13/19 @ 11am

Tentative Ruling:

Bankruptcy Code section 363(k) permits a secured creditor to credit bid at a sale of an asset that is subject to its security interest unless the court "for cause" orders otherwise. There are too many questions here concerning the validity and perfection of the creditor's claim to permit credit-bidding. Deny motion. Elbasri may not credit bid at the sale; however, Elbasri's alleged liens against the assets should attach to the proceeds of sale with whatever validity and priority they had as against the assets themselves. Proceeds should be held in trust pending further order of the Court.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By

Ron Bender

Lindsey L Smith

Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-14439 Eugene Nelson

Chapter 7

#200.00 Reaffirmation Agreement Between Debtor and Gateway One Lending & Finance, LLC.

fr. 9-12-19

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court continued hearing to give debtor an opportunity to submit a motion to redeem property. Docket does not reflect the filing of such a motion. What is the status of this matter? Does debtor want to proceed with reaffirmation agreement?

Party Information

Debtor(s):

Eugene Nelson

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-15462 Danna Marie Dorris-Smith

Chapter 7

#201.00 Reaffirmation Agreement Between Debtor and OneMain Financial Group, LLC

fr. 9-12-19

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny. Not on mandatory form. Interest rate (even though slightly reduced) is unconscionable. (Has debtor considered redemption?)

Party Information

Debtor(s):

Danna Marie Dorris-Smith

Represented By
James D. Hornbuckle

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:16-21443 Tod C Brewer

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 129

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Tod C Brewer

Represented By
Andrew S Mansfield

Trustee(s):

Heide Kurtz (TR)

Represented By
Timothy J Yoo
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:16-22106 Howard Leroy Larsen and Linda June Larsen

Chapter 7

#203.00 Trustee's Final Report and Applications for Compensation

Docket 57

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Howard Leroy Larsen

Represented By
Roland H Kedikian

Joint Debtor(s):

Linda June Larsen

Represented By
Roland H Kedikian

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:17-14405 Luis F Chavez

Chapter 7

#204.00 Trustee's Final Report and Applications for Compensation

Docket 38

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Luis F Chavez

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-13440 Guillaume Maillet

Chapter 7

#205.00 Trustee's Final Report and Applications for Compensation

Docket 52

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Guillaume Maillet

Represented By
Lane K Bogard

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay
Jeffrey L Sumpter

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-16573 Norma Lee Letendre

Chapter 7

#206.00 Trustee's Final Report and Applications for Compensation

Docket 96

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Norma Lee Letendre

Represented By
Renee E Sanders

Trustee(s):

John J Menchaca (TR)

Represented By
Zi Chao Lin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-19476 Yoshiaki Asanuma and Kayoko Asanuma

Chapter 7

#207.00 Trustee's Final Report and Applications for Compensation

Docket 34

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Yoshiaki Asanuma

Represented By
Madhu Kalra

Joint Debtor(s):

Kayoko Asanuma

Represented By
Madhu Kalra

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-20204 Bernard Antoine Kash and Lisa Kay Kash

Chapter 7

#208.00 Trustee's Final Report and Applications for Compensation

Docket 51

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Bernard Antoine Kash

Represented By
Louis J Esbin

Joint Debtor(s):

Lisa Kay Kash

Represented By
Louis J Esbin

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-21161 Mario Quiday Querubin and Maria-Asuncion Carbonell

Chapter 7

#209.00 Trustee's Final Report and Applications for Compensation

Docket 39

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Mario Quiday Querubin

Represented By
Raymond J Bulaon

Joint Debtor(s):

Maria-Asuncion Carbonell Querubin

Represented By
Raymond J Bulaon

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-21897 Alberto C. Garcia and Nichole L. Garcia

Chapter 7

#210.00 Trustee's Final Report and Applications for Compensation

Docket 53

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Alberto C. Garcia

Represented By
Frank X Ruggier

Joint Debtor(s):

Nichole L. Garcia

Represented By
Frank X Ruggier

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-10391 Consuelo A Canales

Chapter 7

#211.00 Trustee's Final Report and Applications for Compensation

Docket 59

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Consuelo A Canales

Represented By
John F Bazan

Trustee(s):

John J Menchaca (TR)

Represented By
Leonard M Shulman
Lauren E Raya
Lynda T Bui

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-10608 Luis A Vasquez

Chapter 7

#212.00 Trustee's Final Report and Applications for Compensation

Docket 19

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Luis A Vasquez

Represented By
Sundee M Teeple

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-12762 Sarah Lyn Wong

Chapter 7

#213.00 Trustee's Final Report and Applications for Compensation

Docket 53

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Sarah Lyn Wong

Represented By
Robert M Aronson

Trustee(s):

Timothy Yoo (TR)

Represented By
Carmela Pagay
Jeffrey L Sumpter

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#214.00 Trustee's Motion For Order Authorizing Trustee To Make Second Interim Distribution To Creditors

Docket 361

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Authorized trustee to upload order consistent with tentative ruling.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J. Cisz III
Philip W Allogramento
Ian Landsberg

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#215.00 Third Interim Application for Compensation and/or Reimbursement of Expenses for LEA Accountancy, LLP, Accountant, Period: 5/16/2019 to 10/2/2019
[Fee: \$16,452.50, Expenses: \$81.97]

Docket 363

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$16,452.50 and costs of \$81.97. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J. Cisz III
Philip W Allogrimento
Ian Landsberg

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:15-18869 AL Relays, LLC

Chapter 7

#216.00 Fourth Interim Application For Compensation and Reimbursement of Expenses of Danning, Gill, Diamond & Kollitz, LLP, as General Counsel to Chapter 7 Trustee Period: 5/1/2019 to 9/30/2019
[Fee: \$46,577.00, Expenses: \$593.52]

Docket 359

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$46,577 and costs of \$593.52. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

AL Relays, LLC

Represented By
Louis J. Cisz III
Philip W Allogrimento
Ian Landsberg

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamond & Kollitz LLP
Zev Shechtman
George E Schulman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#217.00 Interim Application for Compensation and Reimbursement of Expenses for Randy Chang, Special Counsel, Period: 2/21/2019 to 6/17/2019
[Fee: \$10375.50, Expenses: \$1380.76]

Docket 276

Courtroom Deputy:

11/5/19 - Randy Chang, (818)599-8095, has been approved for telephonic appearance on 11/13/19 @ 2pm

Tentative Ruling:

Objecting party (debtor) requests that fees be allowed only on an interim basis. That is what the fee application requests. Debtor also requests that no amounts be paid on account of the interim allowance now. Court does not agree. The allowance is interim. If the Court later disallows the fees, counsel can be required to disgorge the funds.

Overrule objection. Grant application on an interim basis. Allow fees of \$10,375 and costs of \$1,380.76.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Eric Bensamochan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#218.00 Final Application for Compensation and Reimbursement of Expenses for Resnik Hayes Moradi LLP, General Bankruptcy Counsel for the Debtor for the Period December 15, 2018 Through September 17, 2019 and for Approval on a Final Basis of Previously Allowed Fees and Costs for June 18, 2018 Through December 14, 2018.
[Fee: \$85,743.00, Expenses: \$611.05.]

Docket 391

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on a final basis fees and costs previously allowed on an interim basis and additional fees of \$159,771.50 and costs of \$611.05. Ratify payments made to date and authorize payment of remaining balance due on terms set forth in application. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#219.00 Second Interim Application for Compensation and Reimbursement of Expenses for Weintraub & Selth, APC, General Bankruptcy Counsel to the Debtor and Debtor in Possession from July 1, 2019 through September 30, 2019
[Fee: \$85,852.50, Expenses: \$974.71]

Docket 163

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$85,852.50 and costs of \$974.71. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#220.00 Interim Application for Compensation and Reimbursement of Expenses for Jennifer M Liu, Accountant, Period: 5/9/2019 to 9/6/2019
[Fee: \$5,975.00, Expenses: \$0.00]

Docket 69

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$5,975 and no costs. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 13, 2019

Hearing Room 1539

2:00 PM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#221.00 First Interim Application for Compensation and Reimbursement of Expenses for Michael Jay Berger, Debtor's Attorney, Period: 4/26/2019 to 9/18/2019
[Fee:\$35,250.00, Expenses: \$1,223.02]

Docket 64

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$35,250 and costs of \$1,223.02. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 14, 2019

Hearing Room 1539

10:00 AM

2:18-12429 Dana Hollister

Chapter 11

#1.00

**MEDIATION HEARING
DEBTOR, DANA HOLLISTER
2:18-BK-12429NB**

fr. 6-19-18, 11-20-18, 1-17-19, 2-21-19, 4-25-19, 5-16-19, 8-8-19

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Dana Hollister

Represented By
David A Tilem

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:00 AM

2:19-22383 Lin Cui

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 200 W. Le Roy Avenue, Arcadia, Ca 91007

MOVANT: SONG LIEM AND THERESIA LIEM

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Lin Cui

Represented By
Julian K Bach

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01488 An v. ADMIRE CAPITAL LENDING LLC

#2.00 Plaintiff's Motion for Emergency Temporary Injunctive Relief

Docket 3

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

ADMIRE CAPITAL LENDING

Pro Se

Plaintiff(s):

Benjamin An

Represented By
Steven J Barkin

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:30 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#50.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19, 4-2-19, 6-11-19, 7-30-19, 10-15-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- September 27, 2016 at 2:00 p.m.

L/D to file joint status report -- September 13, 2016

Discovery cutoff -- September 30, 2016

L/D to lodge order appointing mediator -- June 17, 2016

Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER
FOR JUNE 13, 2017.

Chapter 7

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjlm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER

Chapter 7

report that should have been filed two weeks before status conference?
APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Tentative Ruling for April 2, 2019:

Revisit status of action after conclusion of hearing on related matters on calendar.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER

Chapter 7

Tentative Ruling for June 11, 2019:

For reasons set forth in tentative ruling for matter no. 7, strike Baker's answer to complaint and enter judgment for plaintiff and take status conference off calendar. Plaintiff should lodge proposed form of judgment.

Final Ruling for June 11, 2019:

Court held that it would be more appropriate for plaintiff to file a motion for default judgment once Baker's answer has been stricken than for the court to grant summary judgment summarily. Court extended deadline for plaintiff to file motion for default judgment to December 2, 2019.

What is the status of this matter? What progress has been made with regard to the turnover of records from the neutral expert to the plaintiff? Hearing required.

Tentative Ruling for November 19, 2019:

What is the status of this matter? What progress has been made with regard to the turnover of records from the neutral expert to the plaintiff?

11/18/19 -- At plaintiff's request, Court continued status conference to December 3, 2019 at 10:30 a.m. to be heard concurrently with other matters set for hearing at that date and time. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER

Chapter 7

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide
Douglas M Neistat
Michael J Conway

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:17-18256 Green-Light International, LLC

Chapter 7

Adv#: 2:19-01183 DYE v. Burgee & Abramoff, P.C. et al

#200.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy), Complaint by CAROLYN A DYE against Burgee & Abramoff, P.C., John Burgee, Robert Abramoff, Lanius Law & Associates, P.C., Joseph Lanius

fr. 8-27-19

Docket 1

*** VACATED *** REASON: CONT'D TO 12/17/19 @ 2PM

Courtroom Deputy:

11/13/19 - Steven Berman, (813)227-2332, has been approved for telephonic appearance on 11/19/19 @ 2pm

Tentative Ruling:

Tentative Ruling for August 27, 2019:

If defendants have filed motion to dismiss, continue status conference to date of hearing on motion as a holding date. If defendants have filed answer to complaint, both parties have indicated a willingness to attend mediation. Discuss with parties the timing of mediation.

Tentative Ruling for November 19, 2019:

Parties report that they have scheduled a mediation for December 2, 2019 with Meredith Jury. Continue status conference to December 17, 2019 at 2:00 p.m. (Parties need not file a new status report prior to that status conference.) APPEARANCES WAIVED ON NOVEMBER 19, 2019.

Party Information

Debtor(s):

Green-Light International, LLC

Represented By
David S Hagen

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Green-Light International, LLC

Chapter 7

Defendant(s):

Burgee & Abramoff, P.C.

Represented By
Amy L Goldman

John Burgee

Represented By
Amy L Goldman

Robert Abramoff

Represented By
Amy L Goldman

Lanius Law & Associates, P.C.

Represented By
Stella A Havkin

Joseph Lanius

Represented By
Stella A Havkin

Plaintiff(s):

CAROLYN A DYE

Represented By
Steven M Berman

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:17-18256 Green-Light International, LLC

Chapter 7

Adv#: 2:19-01184 DYE v. de Gallegos et al

#201.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))),(13 (Recovery of money/property - 548 fraudulent transfer)),(13 (Recovery of money/property - 548 fraudulent transfer))
Complaint by Carolyn Dye against Jeffrey Norman Elliott, Max Charles Moore II, Christian de Gallegos

fr. 8-27-19

Docket 1

***** VACATED *** REASON: CONT'D TO 12/17/19 @ 2PM**

Courtroom Deputy:

11/5/19 - Jonathan Saffer, (520)529-4276, has been approved for telephonic appearance on 11/19/19 @ 2pm

11/13/19 - Steven Berman, (813) 227-2332, has been approved for telephonic appearance on 11/19/19 @ 2pm

Tentative Ruling:

Tentative Ruling for August 27, 2019:

Both parties have indicated a willingness to attend mediation. Discuss with parties the timing of mediation.

Tentative Ruling for November 19, 2019:

Parties report that they have scheduled a mediation for December 9, 2019 with Meredith Jury. Continue status conference to December 17, 2019 at 2:00 p.m. (Parties need not file a new status report prior to that status conference.) APPEARANCES WAIVED ON NOVEMBER 19, 2019.

Party Information

Debtor(s):

Green-Light International, LLC

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Green-Light International, LLC

Chapter 7

David S Hagen

Defendant(s):

Christian de Gallegos

Represented By
Paul A Beck

Jeffrey Norman Elliott

Represented By
Jeffrey S Shinbrot

Max Charles Moore II

Represented By
Jonathan M. Saffer

Plaintiff(s):

CAROLYN A DYE

Represented By
Steven M Berman

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-16213 CSJN, Inc.

Chapter 7

Adv#: 2:19-01417 Gonzalez v. Choi et al

#202.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property)) Complaint by Rosendo Gonzalez against Sang Ho Choi, Jung Ah Lee.

Docket 1

Courtroom Deputy:

10/30/2019 - Request for entry of default against defendant(s) Sang Ho Choi & Defendant(s) Jung Ah Lee

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

CSJN, Inc.

Represented By
Young K Chang

Defendant(s):

Sang Ho Choi

Pro Se

Jung Ah Lee

Pro Se

Plaintiff(s):

Rosendo Gonzalez

Represented By
Frank X Ruggier

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Larry D Simons

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01021 Union & Grattan Properties, LLC v. Admire Capital Lending, LLC et al

#203.00 Status Conference re: 91 (Declaratory judgment), (14 (Recovery of money/property - other)) Complaint by Union & Grattan Properties, LLC against Admire Capital Lending, LLC, Benjamin An, Beverly Hills Bestfields Investments, Inc..

fr. 4-2-19, 5-7-19, 8-13-19, 11-5-19

Docket 1

***** VACATED *** REASON: 11/4/19 - ADV. DISMISSED**

Courtroom Deputy:

9/16/19 - First Amended complaint filed.

Tentative Ruling:

3/20/19 -- Court approved stipulation continuing hearing to May 7, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/25/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 7, 2019.

Tentative Ruling for August 13, 2019:

Revisit status of action after conclusion of hearings on related matters.

8/28/19 -- Court approved stipulation authorizing plaintiff to litigate this matter on behalf of estate.

10/8/19 -- Court approved stipulation continuing deadline for defendant to respond to complaint to November 6, 2019 and continuing status conference to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

11/4/19 -- Court approved stipulation re dismissal of action. OFF CALENDAR. NO APPEARANCE REQUIRED.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Admire Capital Lending, LLC

Represented By
Kenderton S Lynch

Benjamin An

Represented By
Steven J Barkin

Beverly Hills Bestfields

Represented By
Nami Kang

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01408 Union & Grattan Properties, LLC v. Beverly Hills Bestfields Investments,

#204.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property). Complaint by Union & Grattan Properties, LLC against Beverly Hills Bestfields Investments, Inc., a California corporation. priority or extent of lien or other interest in property))

Docket 1

***** VACATED *** REASON: 11/6/19 - ADV. DISMISSED**

Courtroom Deputy:

10/29/19 - Nami R Kang , (310) 785-0885, has been approved for telephonic appearance on 11/19/19 @ 2PM

Tentative Ruling:

11/6/19 -- Court approved stipulation re dismissal. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Beverly Hills Bestfields

Represented By
Nami Kang

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim
James A Dumas Jr

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01409 Union & Grattan Properties, LLC v. An

#205.00 Status Conference re: 21 (Disallowance of Secured Claim) Complaint by Union & Grattan Properties, LLC against Benjamin An

Docket 1

***** VACATED *** REASON: 11/6/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/6/19 -- Court approved stipulation re dismissal. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Benjamin An

Represented By
Steven J Barkin

Plaintiff(s):

Union & Grattan Properties, LLC

Represented By
Christian T Kim
James A Dumas Jr

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:19-14125 Hui Yang

Chapter 7

Adv#: 2:19-01168 Furuan Trading Company CO., LTD of Kaiping City v. Yang et al

#206.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) Complaint by Furuan Trading Company CO., LTD of Kaiping City against Hui Yang , Xiaorong Ge

fr. 8-27-19

Docket 1

***** VACATED *** REASON: 11/7/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/13/19 -- At hearing held this date, court continued status conference to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

11/5/19 -- At hearing held this date, Court granted motion to dismiss without leave to amend. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Hui Yang

Represented By
Mitchell reed Sussman

Defendant(s):

Hui Yang

Represented By
Sanaz S Bereliani

Xiaorong Ge

Represented By
Sanaz S Bereliani

Joint Debtor(s):

Xiaorong Ge

Represented By
Mitchell reed Sussman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Hui Yang

Chapter 7

Plaintiff(s):

Furuan Trading Company CO., LTD

Represented By
Jing Wang

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01201 Guirguis et al v. Carlsen et al

#207.00 Status Conference re: 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))Complaint by Mark Guirguis against Rachel Louise Carlsen

fr. 8-27-19

Docket 1

Courtroom Deputy:

7/28/19 - Amended complaint filed
7/31/19 - Another summons issued
8/30/19 - Cross Complaint filed

11-18-19 - Candice Bruner (949) 241-5678 has been approved for telephonic appearance on 11/19/19 @ 2PM
11-18-19 - Valentine A. Shalamitski (310) 313-3736 has been approved for telephonic appearance on 11/19/19 @ 2PM

Tentative Ruling:

Tentative Ruling for August 27, 2019:

Defendant's answer is not due until August 30, 2019. Parties have indicated a willingness to go to mediation. Discuss timing of mediation with parties.

11/5/19 -- Court approved stipulation abandoning any interest estate may have in cross complaint filed by debtor.

11/12/19 -- At hearing held this date, court dismissed all counterclaims against anyone other than plaintiffs without leave to amend.

Tentative Ruling for November 19, 2019:

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen Chapter 7

Plaintiffs have filed motion to dismiss cross-complaint. Court would like to continue status conference to date of hearing on that motion, but did plaintiffs ever properly notice the hearing on that motion? Hearing required.

Party Information

Debtor(s):

Rachel Louise Carlsen	Pro Se
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Defendant(s):

Rachel Louise Carlsen	Pro Se
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Plaintiff(s):

Mark Guirguis	Represented By Candice Candice Bryner
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Tyler Fred	Represented By Candice Candice Bryner
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Trustee(s):

Carolyn A Dye (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01240 Guirguis v. Carlsen et al

#208.00 Status Conference re: Notice of Removal of Lawsuit Pending in State Court to Bankruptcy Court

fr. 10-1-19

Docket 1

Courtroom Deputy:

11-18-19 - Candice Bruner (949) 241-5678 has been approved for telephonic appearance on 11/19/19 @ 2PM

Tentative Ruling:

Tentative Ruling for October 1, 2019:

This action, although removed, remains stayed. Is there any separate existence to the nondebtor defendants? If not, in light of the fact that a nondischargeability action has been filed, is there any reason to maintain a separate action here? The case is in chapter 7. Plaintiff can simply file a proof of claim (if there are any assets in the estate) for any claims that are dischargeable.

Hearing required.

Final Ruling for October 1, 2019:

Continue status conference to November 19, 2019 at 2:00 p.m. Requirement that status report be filed is waived.

11/5/19 -- Court approved stipulation in which trustee abandoned any interest in complaint and cross-complaint.

Tentative Ruling for November 19, 2019:

Why do we need this action at all? Any claims against debtor that are

**United States Bankruptcy Court
Central District of California
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT...

Rachel Louise Carlsen

Chapter 7

dischargeable should be pursued through the filing of a proof of claim. Any claims against debtor that may be nondischargeable should be prosecuted in the nondischargeability action. Any counterclaims or cross-claims asserted by the debtor should only be litigated in bankruptcy court to the extent that they constitute setoffs to the claims raised against her in the dischargeability action. Bankruptcy court lacks jurisdiction over any other claims asserted by the debtor, as trustee has abandoned any interest in them. Discuss with parties whether nondischargeable claims against debtor have already been pleaded in 523 action or whether that action needs to be amended by plaintiffs to assert any other nondischargeable claims.

NOTE: Parties have both asked that matter be sent to mediation. Continue status conference approximately 90 days and direct parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Rachel Louise Carlsen	Pro Se
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Defendant(s):

Rachel L Carlsen	Pro Se
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Carlsen Financial, Inc.	Pro Se
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Carlsen Financial, LLP	Pro Se
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Plaintiff(s):

Mark Guirguis	Represented By Candice Bryner Candice Candice Bryner
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Trustee(s):

Carolyn A Dye (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01356 Carlsen v. BANK OF AMERICA, N.A et al

#209.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy ,21 (Validity, priority or extent of lien or other interest in property)) ,(72 (Injunctive relief - other)) Complaint by Rachel Louise Carlsen against Bank of America, N.A., fdba BAC Home Loan Servicing, LP LP and as successor in interest to Countrywide Home Loans Servicing, LP; Bank of America Corporation, as successor in interest to Countrywide Home Loan, Inc; Nationstar Mortgage, LLC, as servicer; Deutsche Bank National Trust Company, as trustee; And DOES 1 through 10, Inclusive; All Persons Known and Unknown Claiming an Interest in the Property)

Docket 1

Courtroom Deputy:

10/28/19 - First Amended Complaint filed
10/29/19 - Another Summons Issued

11/13/19 - Adam Barasch, (415) 677-5533, has been approved for telephonic appearance on 11/19/19 @ 2pm

Tentative Ruling:

Has trustee abandoned any interest in debtor's claims in this action? If not, debtor lacks standing to prosecute this action as it is based on claims that arose prepetition. Court has been unable to locate anything on the docket that would reflect an abandonment by the trustee.

NOTE: Defendants have not filed answer to complaint and have withdrawn motion to dismiss. If court does not dismiss action sua sponte for lack of standing, at a minimum, court should continue status conference to a date after responses will be filed, if possible, to same date as hearing on motion to dismiss filed in related matter.

Party Information

Debtor(s):

Rachel Louise Carlsen

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen

Chapter 7

Defendant(s):

BANK OF AMERICA, N.A	Represented By Adam N Barasch
BANK OF AMERICA	Represented By Adam N Barasch
NATIONSTAR MORTGAGE, LLC	Represented By Adam N Barasch
DEUTSCHE BANK NATIONAL	Represented By Adam N Barasch
And DOES 1 through 10, Inclusive	Pro Se
All Persons Known and Unknown	Pro Se

Plaintiff(s):

Rachel Louise Carlsen	Pro Se
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Trustee(s):

Carolyn A Dye (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-21265 Jaime Garcia

Chapter 7

Adv#: 2:18-01469 Garibay v. Garcia et al

#210.00 Order to Appear and Show Cause Why Sanctions Should Not be Imposed on Counsel for Plaintiff and Counsel for Defendant for Failure to Attend Status Conference

Docket 18

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court has already imposed monetary sanctions and will not vacate its order imposing those sanctions. Court could not determine from the declaration filed by plaintiff's counsel whether this matter is, or is not, in a position to be dismissed. Does plaintiff want this action dismissed now? If not, why not? Hearing required.

Party Information

Debtor(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Defendant(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Does 1 through 20, inclusive

Pro Se

Plaintiff(s):

Olivia Garibay

Represented By
Kaveh Elihu
Daniel Friedman

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, November 19, 2019

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2:00 PM

CONT... Jaime Garcia

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-21265 Jaime Garcia

Chapter 7

Adv#: 2:18-01469 Garibay v. Garcia et al

#211.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury)(65 (Dischargeability - other)) Complaint by Olivia Garibay against Jaime Garcia , Does 1 through 20, inclusive

FR. 3-5-19, 6-11-19, 10-1-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for March 5, 2019:

Two status reports were filed. Court did not receive either. The first, filed February 25, 2019, which bears a signature date of February 25, 2019 is a unilateral report from the debtor. The proof of service attached to that report, signed under penalty of perjury by Marvin Jarrett Mann says that it was served by personal delivery, overnight mail, facsimile transmission or email (but doesn't specify which) on **January 22, 2019**. This must be a false statement as the document did not even exist as of that date. (It also says that it was served through the court's NEF system on other parties in interest on January 21, 2019.) This is false as well. The document was not filed until February 25 and therefore could not have been served on that date by NEF.

Sanction counsel for defendant \$150 for filing false proofs of service. Court needs to be able to rely on the accuracy of these documents. Counsel should ensure that his staff uses more care in preparing these documents.

Second status report, filed February 27, 2019, appears to be a joint status report, in that it has information completed on both sides of the form, but has only an electronic signature from counsel for plaintiff. The proof of service attached to that document does not show the date on which a copy was provided to the court. Court ended up printing BOTH status reports. This is

**United States Bankruptcy Court
Central District of California
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Tuesday, November 19, 2019

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2:00 PM

CONT...

Jaime Garcia

Chapter 7

not acceptable. Parties need to file a JOINT status report two weeks before the status conference and serve a copy to the court not less than 14 days before the status conference.

Why does defendant's status report say, "Summons issued 12/18, thereby requiring trial in two months"? Plaintiff's status report says approximately the same thing. Under what theory do the parties believe that trial is required within two months after the issuance of a summons?

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

3/26/19 -- Court approved order appointing mediators.

Final Ruling for March 5, 2019:

Continue status conference to June 11, 2019 at 2:00 p.m. Parties should file joint status report by May 28, 2019. Parties are to lodge an order appointing mediators by March 22, 2019 and complete a day of mediation by June 11, 2019. Court will impose sanctions of \$150 on counsel for defendant for using a false proof of service and an additional \$150 for failing to attend status conference. Court will prepare scheduling and sanction order.

Tentative Ruling for June 11, 2019:

Parties completed a day of mediation but are asking to return to mediation, using the alternate mediator. Set discovery cutoff in late October, 2019, continue status conference for approximately 90 to 120 days and order parties to complete another day of mediation.

Final Ruling for June 11, 2019:

Set discovery cutoff of October 31, 2019. Continue status conference to October 1, 2019 at 2:00 p.m. Parties shall file joint status report by September 17, 2019. Extend deadline to complete mediation to October 1, 2019. Plaintiff should lodge scheduling order with these dates.

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Hearing Room 1539

2:00 PM

CONT... Jaime Garcia

Chapter 7

Tentative Ruling for October 1, 2019:

Impose sanctions on counsel for plaintiff of \$150 for failing to lodge scheduling order. Impose sanctions of \$150 on counsel for each of the parties for failing to file a joint status report in a timely manner. Have the parties now completed mediation? Are they on track to complete discovery by October 31, 2019? Hearing required.

Tentative Ruling for November 19, 2019:

Revisit status of this matter after conclusion of hearing on order to show cause re dismissal.

Party Information

Debtor(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Defendant(s):

Jaime Garcia

Represented By
Marvin Jarrett Mann

Does 1 through 20, inclusive

Pro Se

Plaintiff(s):

Olivia Garibay

Represented By
Kaveh Elihu
Daniel Friedman

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:17-19216 Steven M Bren

Chapter 7

Adv#: 2:17-01522 Jeffrey J. Bitetti, individually and as Trustee of v. Bren

#212.00 Pretrial Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Jeffrey J. Bitetti against Steven M. Bren

fr. 1-9-18, 4-10-18, 6-26-18, 9-27-18, 10-9-18, 1-15-19, 4-16-19, 5-28-19, 9-17-19

Docket 1

***** VACATED *** REASON: CONT'D TO 1/14/20 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

9/25/18 -- Court approved stipulation continuing hearing to October 9, 2018 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 27, 2018.

Tentative Ruling for October 9, 2018:

Revisit status of action after conclusion of hearing on motion for summary judgment.

1/9/19 -- Court approved stipulation continuing discovery cutoff to April 30, 2019 and continuing status conference to April 16, 2019 at 2 pm. OFF CALENDAR FOR JANUARY 15, 2019.

Tentative Ruling for April 16, 2019:

Are the parties on track to complete their discovery by April 30, 2019? Where is the joint status report that should have been filed two weeks before the status conference?

Set deadline for filing any additional pretrial motions, and set date for pretrial conference. Discuss with the parties whether it would be appropriate to send this matter to mediation.

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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Steven M Bren

Chapter 7

4/15/19 -- Court approved stipulation continuing status conference to May 28, 2019. NO APPEARANCE REQUIRED.

Tentative Ruling for May 28, 2019:

Where is the joint status report that should have been filed two weeks before the status conference?

6/6/19 -- Court approved scheduling order setting following dates:

Pretrial conference -- September 17, 2019 at 2:00 p.m.

L/D to lodge pretrial order -- September 3, 2019

L/D to complete discovery -- June 11, 2019

L/D to lodge order appointing mediators -- June 21, 2019

L/D to file pretrial motions -- August 27, 2019

L/D to complete mediation -- September 17, 2019

6/6/19 -- Court approved order appointing mediators.

6/11/19 -- Court approved stipulation setting following dates: Discovery cutoff of June 11, 2019 is modified in following respects: Bren may serve written responses to discovery requests by June 24, 2019; Bitetti may take Bren's deposition not later than September 16, 2019; Plaintiff may file discovery motions related to the foregoing responses by September 16, 2019.

8/28/19 -- Court approved stipulation continuing pretrial conference to November 19, 2019 at 2:00 p.m.; extending discovery cutoff to the extent necessary to permit Bitetti to take Bren's deposition by November 18, 2019; and extending deadline for filing pretrial motions to November 18, 2019. APPEARANCES WAIVED ON SEPTEMBER 17, 2019.

11/4/19 -- Court approved stipulation continuing pretrial conference to January 14, 2020 at 2:00 p.m.; extending discovery cutoff to the extent necessary to permit Bitetti to take Bren's deposition by January 13, 2020; and extending deadline for filing pretrial motions to January 13, 2020. APPEARANCES WAIVED ON NOVEMBER 19, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Steven M Bren

Chapter 7

Debtor(s):

Steven M Bren

Represented By
Robert S Altagen

Defendant(s):

Steven M. Bren

Represented By
Robert S Altagen

Plaintiff(s):

Jeffrey J. Bitetti, individually and as

Represented By
Roger F Friedman

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Leonard M Shulman
Ryan D O'Dea
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:17-19964 Shepherd University

Chapter 7

Adv#: 2:19-01017 Bradley D. Sharp, Chapter 7 Trustee v. Global Merchant Cash, Inc.

#213.00 Defendant's Motion to Set Aside Default Judgment

fr. 8-27-19, 10-15-19

Docket 18

***** VACATED *** REASON: OFF CALENDAR. NO APPEARANCE
REQUIRED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

8/12/19 -- Court approved stipulation continuing hearing to October 15, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

10/4/19 -- Court approved stipulation continuing hearing to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 15, 2019.

11/12/19 -- Court approved compromise resolving matter and mootng this motion. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Shepherd University

Represented By
Jaenam J Coe

Defendant(s):

Global Merchant Cash, Inc.

Represented By
Menachem Piekarski

Movant(s):

Global Merchant Cash, Inc.

Represented By
Menachem Piekarski

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Shepherd University

Chapter 7

Plaintiff(s):

Bradley D. Sharp, Chapter 7 Trustee

Represented By
Elissa Miller

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#214.00 Debtor's Objection to Claim of MarLu Sea-Tac II (Claim Number 46)

fr. 5-29-19, 6-5-19, 6-19-19

fr. 9-17-19

Docket 285

***** VACATED *** REASON: 11/15/19: VOLUNTARY DISMISSAL OF
OBJECTION FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Final Ruling for September 17, 2019:

Parties report that matter has been resolved and that agreement is being circulated. Continue hearing to November 19, 2019 at 2:00 p.m.

Tentative Ruling for November 19, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Docket does not reflect the filing of any document resolving this matter. What is the status of this claim objection? Will this objection be withdrawn? If so, when? Hearing required.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#215.00 Debtor's Objection to Claim of Smart Management & Co., Inc. (Claim Number 47)

fr. 5-29-19, 6-5-19, 6-19-19, 9-17-19

Docket 286

***** VACATED *** REASON: 11/15/19: VOLUNTARY DISMISSAL OF
OBJECTION FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Final Ruling for September 17, 2019:

Parties report that matter has been resolved and that agreement is being circulated. Continue hearing to November 19, 2019 at 2:00 p.m.

Tentative Ruling for November 19, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Docket does not reflect the filing of any document resolving this matter. What is the status of this claim objection? Will this objection be withdrawn? If so, when? Hearing required.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#216.00 Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 44)

fr. 5-29-19, 6-5-19, 6-19-19

fr. 9-17-19

Docket 294

***** VACATED *** REASON: 11/15/19: VOLUNTARY DISMISSAL OF
OBJECTION FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Final Ruling for September 17, 2019:

Parties report that matter has been resolved and that agreement is being circulated. Continue hearing to November 19, 2019 at 2:00 p.m.

Tentative Ruling for November 19, 2019:

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Central District of California
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2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Docket does not reflect the filing of any document resolving this matter. What is the status of this claim objection? Will this objection be withdrawn? If so, when? Hearing required.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#217.00 Status Conference re: Debtor's Objection to Claim of Spice Affair, LLC (Claim Number 35)

fr. 6-5-19, 9-17-19

Docket 314

***** VACATED *** REASON: MOTION WITHDRAWN. OFF
CALENDAR. NO APPEARANCE NECESSARY.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

There are a number of problems on both sides here. The debtor did not give at least 30 days notice of the hearing. The proof of claim contains no copy of any contract nor any intelligible supporting information or documentation. It cannot be determined from the proof of claim why the claimant is seeking payment of the specified amount. Therefore, it is not entitled to any kind of presumption. The declaration filed in support of the motion sufficiently authenticates the attachments but the attachments were not included. The only exhibit is a copy of the proof of claim. Nothing contained in the declaration explains the basis of the objection and the declaration does not lay a sufficient foundation for the declarant's reliance on any business records of the debtor.

In short, there is nothing here upon which the court could make a ruling of any kind. Continue the hearing. Set a deadline for the debtor to file an amended objection and a deadline for the creditor to file an amended response, if it considers that necessary. Court will give the parties an opportunity to conduct discovery and deem the matter to be an adversary proceeding for procedural purposes.

Motion has been withdrawn by movant. Off calendar. No appearance necessary.

Party Information

**United States Bankruptcy Court
Central District of California
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#218.00 Status Conference re: Debtor's Objection to Claim of Smart Management Co., Inc. (Claim Number 43)

fr. 5-29-19, 6-5-19, 6-19-19

fr. 9-17-19

Docket 284

***** VACATED *** REASON: 11/15/19: VOLUNTARY DISMISSAL OF
OBJECTION FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Final Ruling for September 17, 2019:

Parties report that matter has been resolved and that agreement is being circulated. Continue hearing to November 19, 2019 at 2:00 p.m.

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2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Tentative Ruling for November 19, 2019:

Docket does not reflect the filing of any document resolving this matter. What is the status of this claim objection? Will this objection be withdrawn? If so, when? Hearing required.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
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2:00 PM

2:18-17029 DDC Group, Inc.

Chapter 11

#219.00 Debtor's Objection to Claim of MarLu Portland II (Claim Number 45)

fr. 5-29-19, 6-5-19, 6-19-19

fr. 9-17-19

Docket 298

***** VACATED *** REASON: 11/15/19: VOLUNTARY DISMISSAL OF
OBJECTION FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

5/16/19 -- Court approved stipulation continuing hearing to June 5, 2019 at 10:00 a.m. OFF CALENDAR FOR MAY 29, 2019.

5/24/19 -- Court approved stipulation continuing hearing to June 19, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 5, 2019.

Tentative Ruling for June 19, 2019:

Grant relief from stay to the extent necessary to permit the parties to litigate any and all claims that they may have against one another to a final judgment, including any post-trial motions and appeals. Hold claim objections in abeyance and conduct periodic status conferences in the interim.

Tentative Ruling for September 17, 2019:

Where is the status report that should have been filed by September 3, 2019?

Final Ruling for September 17, 2019:

Parties report that matter has been resolved and that agreement is being circulated. Continue hearing to November 19, 2019 at 2:00 p.m.

Tentative Ruling for November 19, 2019:

**United States Bankruptcy Court
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Hearing Room 1539

2:00 PM

CONT... DDC Group, Inc.

Chapter 11

Docket does not reflect the filing of any document resolving this matter. What is the status of this claim objection? Will this objection be withdrawn? If so, when? Hearing required.

Party Information

Debtor(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

Movant(s):

DDC Group, Inc.

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#220.00 Chonghee Jane Kim and Alexandre Oh's Motion for Leave to File Amended Answer to Third Amended Complaint

fr. 11/5/19

Docket 183

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/4/19 -- Court approved stipulation continuing hearing to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Tentative Ruling for November 19, 2019:

Discovery cutoff has already passed. Original answers were filed more than a year ago in August of 2018. Many of the arguments that defendants seek to raise may already be raised in connection with the court's adjudication of the value of the transfer. Court will not permit the filing of a counterclaim at this late date.

Deny motion.

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By
Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

**United States Bankruptcy Court
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2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

Benjamin Hooshim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

Julie A Taberdo

Represented By
Michael A Coletti
Jason L Weisberg

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
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Los Angeles
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

2:13-25661 Chonghee Jane Kim

Chapter 7

Adv#: 2:17-01277 Wolkowitz v. TD Foreclosure Services, Inc. et al

#221.00 Status Conference re: 14 (Recovery of money/property - other),(91 (Declaratory judgment)),(21 (Validity, priority or extent of lien or other interest in property)),(72 (Injunctive relief - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Edward M Wolkowitz against TD Foreclosure Services, Inc., GB Inland Properties, LLC, Benjamin Hooshim, Alexandre Oh, Julie A Taberdo, Lynn Wolcott, Chonghee Jane Kim

fr. 7-25-17, 11-14-17, 11-28-17, 1-9-18, 4-3-18, 4-11-18, 6-26-18, 7-17-18, 11-5-19, 10-16-18, 11-27-18, 12-18-18, 3-19-19, 7-16-19, 11/5/19

Docket 1

Courtroom Deputy:

6/27/17-Request for entry of default against Julie Taberdo

6/27/17-Request for entry of default against Lynn Wolcott

6/27/17-Request for entry of default against TD Foreclosure Sevices, Inc.

11/5/19 - Jason Weisberg, (818)925-7400, has been approved for telephonic appearance on 11/19/19 @ 2pm

Tentative Ruling:

Defaults have been entered as against Lynn Wolcott, Julie Taberdo and TD Foreclosure Services.

The trustee is of the opinion that there are legal issues that can be resolved through a motion for partial summary adjudication. Set deadline for the filing of such motions and continue status conference to a date that can serve as a date for hearing on those motions.

9/20/17 -- Court approved scheduling order continuing status conference to November 14, 2017 at 2:00 p.m., ordering parties to file a joint status report

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2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

not later than October 31, 2017, ordering trustee to file and serve his motion for partial summary judgment against GB Inland Properties not later than September 26, 2017 and set it for hearing on November 14, 2017 at 2:00 p.m. and directing that any motion to vacate a default be filed not later than September 26, 2017 and set for hearing on or before November 14, 2017 at 2:00 p.m.

Tentative Ruling for November 14, 2017:

Why didn't the trustee comply with the court's directive to file his motion for partial summary judgment in time to have it heard on November 14, 2017? That motion is currently set for November 28, 2017.

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for November 28, 2017:

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for January 9, 2018:

Set deadline for filing amended complaint and deadline for filing response to complaint.

Tentative Ruling for April 11, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

6/22/18 -- Court signed order approving stipulation continuing hearing to July 17, 2018 at 2:00 p.m. OFF CALENDAR FOR JUNE 26, 2018.

Tentative Ruling for July 17, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for October 16, 2018:

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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

(Where is status report that should have been filed October 2, 2018?)
Plaintiff has now filed third amended complaint and defendants have answered. Defendants have brought motion for summary judgment that is set for hearing on November 27, 2018 at 2:00 p.m. Continue status conference to November 27, 2018 at 2:00 p.m. to be held concurrently with motion for summary judgment. APPEARANCES WAIVED ON OCTOBER 16, 2018.

11/19/18 -- Court signed stipulation continuing hearing to December 18, 2018 at 2:00 pm. OFF CALENDAR FOR NOVEMBER 27, 2018.

Tentative Ruling for December 18, 2018:

Revisit status of action after conclusion of hearing on motion to dismiss.

12/19/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- March 19, 2019 at 2:00 p.m.

L/D to conduct discovery -- March 31, 2019

L/D to file joint status report -- March 5, 2019

Tentative Ruling for March 19, 2019:

Are the parties on track to complete discovery by March 31? Have they made arrangements to participate in a mediation before Meredith Jury?

Hearing required.

3/20/19 -- Court extended discovery cutoff to May 17, 2019.

Tentative Ruling for May 7, 2019:

No defaults were entered. Defendants have all answered. Certain of the parties have requested an extension of the discovery cutoff. Extend discovery cutoff to July 1, 2019. Plaintiff and Hooshim have expressed an intention to file motions for summary judgment or partial summary

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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT...

Chonghee Jane Kim

Chapter 7

adjudication. Set deadline for the filing of these motions and continue status conference to date set for hearing on these motions.

5/8/19 -- Court signed scheduling order with following dates:

Cont'd status conference -- July 16, 2019 at 2:00
(Court waived requirement of joint status report)
L/D for plaintiff, debtor and Alexandre Oh to file motion for summary judgment or partial summary adjudication -- May 28, 2019
Hearings on foregoing motions -- July 16, 2019 at 2:00
L/D to complete discovery -- July 1, 2019

Tentative Ruling for July 16, 2019:

Revisit status after conclusion of related matters on calendar.

7/18/19 -- Court approved scheduling order with the following dates:

Cont'd status conference -- November 5, 2019 at 2:00 p.m.
L/D to file updated status report -- October 22, 2019
Discovery cutoff extended to October 15, 2019.

7/30/19 -- Court approved compromise between trustee and Hooshim pursuant to which Hooshim will be dismissed in exchange for a payment of \$36,000.

11/4/19 -- Court approved stipulation continuing hearing to November 19, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Tentative Ruling for November 19, 2019:

Set date for pretrial conference and deadline for lodging pretrial order.

Party Information

Debtor(s):

Chonghee Jane Kim

Represented By

**United States Bankruptcy Court
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Tuesday, November 19, 2019

Hearing Room 1539

2:00 PM

CONT... Chonghee Jane Kim

Chapter 7

Young K Chang
Rosendo Gonzalez

Defendant(s):

TD Foreclosure Services, Inc.

Represented By
Michael A Coletti

GB INLAND PROPERTIES, LLC

Represented By
Kirsten A Worley

Benjamin Hooshim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Alexandre Oh

Represented By
Andrew Edward Smyth
Stephen S Smyth

Julie A Taberdo

Represented By
Michael A Coletti
Jason L Weisberg

Lynn Wolcott

Represented By
Michael A Coletti

Chonghee Jane Kim

Represented By
Andrew Edward Smyth
Stephen S Smyth

Plaintiff(s):

Edward M Wolkowitz

Represented By
Matthew Abbasi

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Matthew Abbasi

**United States Bankruptcy Court
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Wednesday, November 20, 2019

Hearing Room 1539

10:00 AM

2:15-20029 Ida Mae Woods

Chapter 11

#1.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-12-15, 9-24-15, 1-6-16, 2-10-16, 3-16-16, 4-27-16, 9-7-16, 3-8-17, 12-12-17, 6-27-18, 12-12-18, 4-10-19, 10-9-19, 10-16-19

Docket 1

*** VACATED *** REASON: MATTER RESCHEDULED TO 11AM.

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am.

Tentative Ruling:

Did debtor ever serve the original order setting status conference? Did debtor ever file the initial status report? If not, why not? Hearing required.

10/1/15 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date --- September 25, 2015

Bar date -- November 30, 2015

L/D to file plan and disclosure statement -- November 30, 2015

Cont'd status conference -- January 6, 2016 at 2:00 p.m.

Hearing on disclosure statement -- January 6, 2016 at 2:00 p.m.

Tentative Ruling for January 6, 2016:

Continue case status conference to date of continued hearing on disclosure statement.

Tentative Ruling for April 27, 2016:

If Court confirms plan, set post-confirmation status conference and deadline for reorganized debtor to file status report accompanied by declaration.

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10:00 AM

CONT... Ida Mae Woods

Chapter 11

Tentative Ruling for September 7, 2016:

According to status report, debtor is behind on payments to her professionals but hopes to catch up from a workers compensation award that she expects to receive. Professionals have not agreed to this payment plan, but do they anticipate taking any action in an effort to enforce their claims under the plan? Hearing required.

Final Ruling for September 7, 2017:

Continue hearing to March 8 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than February 24, 2017.

Tentative Ruling for March 8, 2017:

According to status report, debtor is current on the payments due both secured creditors and unsecured creditors under the plan and is only in default on payments due administrative claimants. Is this correct?

Hearing required.

Tentative Ruling for December 13, 2017:

Is debtor now current on all plan payments? Post confirmation status report is not accompanied by a declaration and makes no mention of administrative claimants. Hearing required.

Tentative Ruling for June 27, 2018:

Continue hearing to December 12, 2018 at 11:00 a.m. Debtor should file and serve updated status report accompanied by debtor's declaration not later than November 30, 2018.

Tentative Ruling for December 12, 2018:

How much does former counsel claim debtor owes for professional fees? Has debtor made any progress in resolving issues with Wells Fargo? Did

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10:00 AM

CONT... Ida Mae Woods

Chapter 11

debtor succeed in paying November payments to secured creditors and October payments to unsecured creditors? Is debtor now current on payments under the plan?

Tentative Ruling for April 9, 2019:

Has debtor now made any of the March payments due secured creditors or the February and March payments due unsecureds? When are the April payments due? What is the status of debtor's efforts to clarify amounts due Wells Fargo?

Hearing required.

Tentative Ruling for October 16, 2019:

The Court is confused by the entry on the debtor's report fro Wells Fargo (now Fay Servicing). Has the debtor paid the June 2019 payment? Has the debtor paid any of the payments due for August, September and October 2019 for this lender? The Court has the same questions with regard to the two Pennymac (now SN Servicing) unsecured claims.

Party Information

Debtor(s):

Ida Mae Woods

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

10:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#2.00 Trustee's Motion to Dismiss Chapter 7 Case Pursuant to 11 U.S.C. Section 707

Docket 157

***** VACATED *** REASON: MATTER RESCHEDULED TO 11AM**

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

10:00 AM

2:19-14146 Rebecca Primicias Prudencio

Chapter 7

#3.00 Trustee's Motion For Sale of Property of Real Property of the Estate [1811 E. Center Street, Anaheim, CA 92805] Free and Clear of Liens and Interests, Subject to Higher and Better Offers, and Approving Overbidding Procedures under Section 363(b)

Docket 78

***** VACATED *** REASON: MATTER RESCHEDULED TO 11AM**

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
Joseph C Rosenblit

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

10:00 AM

2:19-18775 Annette Victoria Torres

Chapter 7

#4.00 Debtor's Motion to Convert Case From Chapter 7 to 13

Docket 10

***** VACATED *** REASON: MATTER RESCHEDULED TO 11AM**

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Annette Victoria Torres

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:19-18775 Annette Victoria Torres

Chapter 7

#100.00 Debtor's Motion to Convert Case From Chapter 7 to 13

Docket 10

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am

Tentative Ruling:

Deny motion on both substantive and procedural grounds. Debtor failed to provide notice and opportunity to object and debtor is not eligible to be a debtor in chapter 13. Debtor is unemployed and therefore has no regular income and, inasmuch as this is the debtor's third filing and debtor has been engaged in a series of transfers intended to hinder, delay and defraud foreclosing creditor, debtor is not acting in good faith and is not eligible to be a chapter 13 debtor on that ground either.

Party Information

Debtor(s):

Annette Victoria Torres

Pro Se

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:19-14146 Rebecca Primicias Prudencio

Chapter 7

#101.00 Trustee's Motion For Sale of Property of Real Property of the Estate [1811 E. Center Street, Anaheim, CA 92805] Free and Clear of Liens and Interests, Subject to Higher and Better Offers, and Approving Overbidding Procedures under Section 363(b)

Docket 78

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am

Tentative Ruling:

Grant motion. Approve bidding procedures. Approve sale to highest bidder.

Party Information

Debtor(s):

Rebecca Primicias Prudencio

Represented By
Joseph C Rosenblit

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

#102.00 Trustee's Motion to Dismiss Chapter 7 Case Pursuant to 11 U.S.C. Section 707

Docket 157

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am

11/12/19 - Notice of Rescheduled hearing received from U.S. Post Office for Debtor - "Return to Send, Attempted - Not Known- Unable to Forward".

11/19/2019 - Varand Gourjian, Esq. , (818) 956-0100 has been approved for telephonic appearance on 11/20/19 @ 10:AM

Tentative Ruling:

There is no point in keeping this case in bankruptcy. The Court previously approved a stipulation with the senior lienholder pursuant to which that lienholder now has relief from stay and has either conducted a foreclosure sale or will conduct one shortly. The Court is satisfied that the trustee has used his best efforts to try to sell this property and has not been able to do so.

Grant motion. Dismiss case.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#102.10 Order to Appear and Show Cause why Adversary proceeding should not be dismissed for failure to appear at the Status Conference or at the hearing on his Motion for Default Judgment

Docket 27

Courtroom Deputy:

11/19/2019 - Varand Gourjian, Esq. , (818) 956-0100 has been approved for telephonic appearance on 11/20/19 @ 10:AM

Tentative Ruling:

Dismiss adversary proceeding in light of dismissal of underlying bankruptcy case.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Bon Koo Kim

Pro Se

Youngsook Kim

Pro Se

Ki Y Jang

Pro Se

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:18-22799 Bricks Hospitality Group, L.L.C.

Chapter 7

Adv#: 2:19-01023 Avery v. Kim et al

#102.20 Status Conference re: 31 (Approval of sale of property of estate and of a co-owner - 363(h)) Complaint by Wesley H Avery against Bon Koo Kim, Youngsook Kim, Ki Y Jang

fr. 4-2-19, 7-2-19, 10-1-19, 11-5-19

Docket 1

***** VACATED *** REASON: OFF CALENDAR. ADVERSARY
DISMISSED.**

Courtroom Deputy:

11/19/2019 - Varand Gourjian, Esq. , (818) 956-0100 has been approved for telephonic appearance on 11/20/19 @ 10AM

Tentative Ruling:

Tentative Ruling for April 2, 2019:

In status report, trustee states that he has agreed to extend the deadline for Bon Koo Kim and Youngsook Kim to respond to the complaint until April 10, 2019. Court approval is required for such an extension. Trustee should either file a stipulation to this effect and upload order or at least upload a form of order to memorialize this extension.

Can this matter be adjudicated before the adversary proceeding on calendar as number 209 has been resolved, at least in part? How can the court determine whether there is any equity in the property and therefore whether there is any point in authorizing a sale of the property until it has determined whether any of the liens the trustee has challenged are avoidable?

Hearing required.

Final Ruling for April 2, 2019:

Continue status conference to July 2, 2019 at 2:00 p.m. Parties shall file joint

**United States Bankruptcy Court
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Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

status report not later than June 18, 2019.

Tentative Ruling for July 2, 2019:

Trustee filed a unilateral status report. Where is the declaration that the local rules require accompany a unilateral status report?

What, if anything, is left of this action? There is a stipulation for the entry of judgment, reciting that the two defendants stipulating to judgment are the two remaining defendants. Why doesn't the status report say anything about the defaults or the stipulation? In other words, the status report does not contain any information actually relevant to the status of this action. This is problematic. Hearing required.

Tentative Ruling for October 1, 2019:

If Court grants motion for default judgment, take status conference off calendar. If Court does not grant motion for default judgment, continue status conference to coincide with date of continued hearing on default judgment motion.

Tentative Ruling for November 5, 2019:

Revisit status of action after conclusion of related matter on calendar.

Tentative Ruling for November 20, 2019:

Take status conference off calendar due to dismissal of adversary proceeding.

Party Information

Debtor(s):

Bricks Hospitality Group, L.L.C.

Represented By
Victor A Sahn

Defendant(s):

Bon Koo Kim

Pro Se

Youngsook Kim

Pro Se

Ki Y Jang

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

CONT... Bricks Hospitality Group, L.L.C.

Chapter 7

Plaintiff(s):

Wesley H Avery

Represented By
Varand Gourjian

Trustee(s):

Wesley H Avery (TR)

Represented By
Varand Gourjian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:15-20029 Ida Mae Woods

Chapter 11

#103.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-12-15, 9-24-15, 1-6-16, 2-10-16, 3-16-16, 4-27-16, 9-7-16, 3-8-17, 12-12-17, 6-27-18, 12-12-18, 4-10-19, 10-9-19, 10-16-19

Docket 1

***** VACATED *** REASON: S/C CONT'D TO 1/15/2020 @ 11AM**

Courtroom Deputy:

11/1/19 - Notice of Rescheduled Hearing mailed to parties. Hearing has been rescheduled to 11/20/19 @ 11am.

Tentative Ruling:

Did debtor ever serve the original order setting status conference? Did debtor ever file the initial status report? If not, why not? Hearing required.

10/1/15 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date --- September 25, 2015

Bar date -- November 30, 2015

L/D to file plan and disclosure statement -- November 30, 2015

Cont'd status conference -- January 6, 2016 at 2:00 p.m.

Hearing on disclosure statement -- January 6, 2016 at 2:00 p.m.

Tentative Ruling for January 6, 2016:

Continue case status conference to date of continued hearing on disclosure statement.

Tentative Ruling for April 27, 2016:

If Court confirms plan, set post-confirmation status conference and deadline for reorganized debtor to file status report accompanied by declaration.

**United States Bankruptcy Court
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Los Angeles
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Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

Tentative Ruling for September 7, 2016:

According to status report, debtor is behind on payments to her professionals but hopes to catch up from a workers compensation award that she expects to receive. Professionals have not agreed to this payment plan, but do they anticipate taking any action in an effort to enforce their claims under the plan? Hearing required.

Final Ruling for September 7, 2017:

Continue hearing to March 8 2017 at 11:00 a.m. Debtor should file and serve updated status report not later than February 24, 2017.

Tentative Ruling for March 8, 2017:

According to status report, debtor is current on the payments due both secured creditors and unsecured creditors under the plan and is only in default on payments due administrative claimants. Is this correct?

Hearing required.

Tentative Ruling for December 13, 2017:

Is debtor now current on all plan payments? Post confirmation status report is not accompanied by a declaration and makes no mention of administrative claimants. Hearing required.

Tentative Ruling for June 27, 2018:

Continue hearing to December 12, 2018 at 11:00 a.m. Debtor should file and serve updated status report accompanied by debtor's declaration not later than November 30, 2018.

Tentative Ruling for December 12, 2018:

How much does former counsel claim debtor owes for professional fees? Has debtor made any progress in resolving issues with Wells Fargo? Did

**United States Bankruptcy Court
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Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

debtor succeed in paying November payments to secured creditors and October payments to unsecured creditors? Is debtor now current on payments under the plan?

Tentative Ruling for April 9, 2019:

Has debtor now made any of the March payments due secured creditors or the February and March payments due unsecureds? When are the April payments due? What is the status of debtor's efforts to clarify amounts due Wells Fargo?

Hearing required.

Tentative Ruling for October 16, 2019:

The Court is confused by the entry on the debtor's report fro Wells Fargo (now Fay Servicing). Has the debtor paid the June 2019 payment? Has the debtor paid any of the payments due for August, September and October 2019 for this lender? The Court has the same questions with regard to the two Pennymac (now SN Servicing) unsecured claims.

Final Ruling for October 16, 2019:

Debtor owes plan payments for June, July, August, September and October. For Wells, she owes these payments plus April and May. Debtor is hoping to refinance, which should take 3 to 4 weeks. Continue case status conference to November 20, 2019 at 10:00 a.m. Debtor should file updated status report by November 15, 2019.

Tentative Ruling for November 20, 2019:

Reorganized debtor is now saying that it will take another 2 to 3 weeks to arrange financing. Continue case status conference to January 15, 2020 at 11:00 a.m. Debtor should file updated status report by January 3, 2020. Debtor has been in default under her plan for an extended period. This cannot continue. Court will convert or dismiss case on January 15 if debtor has not cured arrearages under her plan by then.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

CONT... Ida Mae Woods

Chapter 11

Debtor(s):

Ida Mae Woods

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#104.00 Debtor's Motion For An Order:

(1) Approving Sale Of Substantially All Of The Debtor's Assets Free And Clear Of All Encumbrances;

(2) Approving Of The Debtor's Assumption And Assignment Of Unexpired Leases And Executory Contracts And Determining Cure Amounts And Approving Of The Debtor's Rejection Of Those Unexpired Leases And Executory Contracts Which Are Not Assumed And Assigned;

(3) Waiving The 14-Day Stay Periods Set Forth In Bankruptcy Rules 6004(h) And 6006(d)

(4) Granting Related Relief

Docket 115

Courtroom Deputy:

11-18-19 - Jessica L. Bagdanov (818) 827-9212 has been approved for telephonic appearance on 11/20/19 @ 11AM

Tentative Ruling:

11/13/19 -- At hearing held this date, Court agreed to conduct this hearing as a status conference on the sale. No auction will occur on this date. Auction will be continued to December 11, 2019 at 10:00 a.m.

Tentative Ruling for November 20, 2019:

Has the debtor made any progress in its efforts to negotiate a consensual resolution of issues in this case?

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender

**United States Bankruptcy Court
Central District of California
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Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

CONT...

West Coast Distribution, Inc.

Chapter 11

Lindsey L Smith

Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#104.10 Motion of Jilali Elbasri for Order Authorizing Credit Bid for Purchase of Debtor's Assets

fr. 11-13-19

Docket 113

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Bankruptcy Code section 363(k) permits a secured creditor to credit bid at a sale of an asset that is subject to its security interest unless the court "for cause" orders otherwise. There are too many questions here concerning the validity and perfection of the creditor's claim to permit credit-bidding. Deny motion. Elbasri may not credit bid at the sale; however, Elbasri's alleged liens against the assets should attach to the proceeds of sale with whatever validity and priority they had as against the assets themselves. Proceeds should be held in trust pending further order of the Court.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:19-22339 Settlers Jerky Inc.

Chapter 11

#105.00 Debtors' Emergency Motion For Entry Of An Interim Order:

(I) Authorizing The Debtor To Utilize Cash Collateral Pursuant To 11 U.S.C. §§ 361, 362, 363;

(II) Granting Adequate Protection Pursuant To 11 U.S.C. §§ 361, 362, 363

(III) Scheduling A Final Hearing Pursuant To Bankruptcy Rules 4001(B)

(IV) Granting Related Relief

fr. 10-24-19

Docket 5

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 24, 2019:

Provided service is adequate, authorize debtor to use cash collateral. Grant motion on an interim basis, authorizing use of cash collateral in an amount sufficient to enable debtor in possession to operate through the date of final hearing (to be calculated at hearing) in accordance with budget plus a 15 percent variance. All lenders shall receive replacement lien on post-petition assets, other than avoiding power actions, to secure the diminution in value of their prepetition collateral. Post-petition liens shall have the same validity and priority as prepetition liens. Set final hearing on motion.

Final Ruling for October 24, 2019:

Set final hearing for November 20, 2019 at 11:00 a.m. In interim, authorize debtor to use between date of hearing and 5 pm on November 22, 2019 cash collateral in accordance with the budget, plus a 15 percent variance, to the

**United States Bankruptcy Court
Central District of California
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Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

CONT... Settlers Jerky Inc.

Chapter 11

extent necessary to pay business expenses in amounts not to exceed in the aggregate (including variance) \$415,000. Lenders shall receive replacement liens on all post-petition assets other than avoiding power actions and recoveries with the same validity and priority as their prepetition liens. Debtor should file and serve by November 15, 2019 a declaration setting forth actual cash use pursuant to this order. Debtor must file and serve notice of final hearing and amended budget not later than October 30, 2019. Due dates for opposition and replies should be as set forth in LBRs.

Tentative Ruling for November 20, 2019:

Grant motion on final basis. Authorize use of cash collateral in accordance with budget, plus a 15 percent variance through January 17, 2020. Grant lenders replacement liens on same terms as in interim order.

Party Information

Debtor(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

Movant(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

2:19-22339 Settlers Jerky Inc.

Chapter 11

#106.00 Debtors' Emergency Motion For Entry Of An Order Authorizing Debtor To Provide Adequate Assurance Of Future Payment To Utility Companies Pursuant To 11 U.S.C. § 366

fr. 10-24-19

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 24, 2019:

Grant in part and deny in part. Court will set a date for a continued hearing now. Debtor should serve notice of the motion and the continued hearing date on utilities by a date set by the Court. Along with that motion should be a notice setting forth the deposits that the debtor intends to make with regard to each utility. Notice should be accompanied by payment of the actual deposits themselves. Utilities that do not object by a date certain will be deemed to have agreed to the adequate assurance that the debtor has proposed. If a utility does object, it should be required to specify in writing what it believes the debtor should be required to do in order to provide it with adequate assurance. If the parties are unable to resolve the issue consensually, the debtor should file the utility's request and its response by a date certain. Utility should have an opportunity to file a brief on this issue and the Court will resolve the question at the continued hearing. Utility will be precluded from terminating service until the resolution of the dispute.

Final Ruling for October 24, 2019:

Grant motion on terms set forth in tentative ruling. Set final hearing for November 20, 2019 at 11:00 a.m. Debtor should serve and file notice and send deposit payments by October 28, 2019. Utilities will have until November 8, 2019 to object in writing. Debtor should file by November 15, 2019 any objections and the debtor's response

**United States Bankruptcy Court
Central District of California
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Wednesday, November 20, 2019

Hearing Room 1539

11:00 AM

CONT... **Settlers Jerky Inc.**
thereto.

Chapter 11

Tentative Ruling for November 20, 2019:

Did any utilities object to the debtor's proposed adequate assurance?

Party Information

Debtor(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

Movant(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

2:00 PM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#200.00 Debtor's Disclosure Statement Describing Chapter 11 Plan of Reorganization

Docket 78

Courtroom Deputy:

11/13/19 - Gerrick Warrington, (323)658-9792, has been approved for telephonic appearance on 11/20/19 @ 2pm

Tentative Ruling:

With regard to Boston Private Bank's objection, court agrees that plan should be updated with current amounts due bank and language proposed by creditor on this issue appears appropriate. Balance of the objection should be overruled. Feasibility issues can be addressed at confirmation and balance of concerns are unfounded. Debtors can move for a final decree whenever they please, but creditors can always oppose that motion and the court will not enter a final decree if the debtors have already defaulted on the payments due under the plan (and by default, the court means failing to make the payments when due, not having failed to cure the payment default within 90 days after receipt of a 30 day notice). With regard to issue of revesting in the event of conversion, the Court does not read this section the way that Boston does. The debtors house was formerly property of the chapter 11 estate and will therefore become property of the chapter 7 estate unless it has been sold to a third party by then. Revesting in the reorganized debtor is not sufficient to prevent the property from becoming an asset of the chapter 7 estate.

What is the debtor's response to the issues raised in Wilmington Trust's objection to approval of the disclosure statement?

Court has a few additional comments/concerns about the form of the plan and disclosure statement.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

2:00 PM

CONT...

Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

Matthew D. Resnik

Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, November 20, 2019

Hearing Room 1539

2:00 PM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#201.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 2-27-19, 6-5-19, 9-4-19, 10-10-19

Docket 1

Courtroom Deputy:

11/13/19 - Gerrick Warrington, (323)658-9792, has been approved for telephonic appearance on 11/20/19 @ 2pm

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Continue status conference approximately 3 months.

3/4/19 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- March 6, 2019

Bar date -- May 10, 2019

Cont'd status conference -- June 5, 2019 at 11:00 a.m.

L/D to file updated status report -- May 24, 2019.

Tentative Ruling for June 5, 2019:

How are the prospects for finding a long term tenant for the property? Has anyone expressed interest in possibly renting the property?

Set deadline of approximately four months for the debtor to file a plan of reorganization. If debtor still has not found a long term tenant by then, it may be time for the debtor to re-evaluate its reorganization strategy.

6/10/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- September 4, 2019 at 11:00 a.m.

L/D to file updated status report -- August 23, 2019

L/D to file plan and disclosure statement (or case will be converted to chapter

**United States Bankruptcy Court
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Wednesday, November 20, 2019

Hearing Room 1539

2:00 PM

CONT... Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

7) -- October 9, 2019

Tentative Ruling for September 4, 2019:

Continue case status conference to October 10, 2019 at 10:00 a.m. Court will convert case to chapter 7 at that time if debtor has not either filed a plan of reorganization and a disclosure statement or a motion for authority to sell the property to a specific buyer by October 9, 2019.

Waive appearances on September 4, 2019.

Tentative Ruling for October 10, 2019:

Debtor filed plan and disclosure statement on October 8, 2019. A hearing on the disclosure statement is set for November 20, 2019 at 2:00 p.m. Continue case status conference to November 20, 2019 at 2:00 p.m. to be heard concurrently with disclosure statement. APPEARANCES WAIVED ON OCTOBER 10, 2019.

Tentative Ruling for November 20, 2019:

If court approves disclosure statement, set plan-related deadlines. If court continues hearing, continue case status conference to date of continued hearing on disclosure statement.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By

Matthew D Resnik

Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By

Matthew D Resnik

Roksana D. Moradi-Brovia

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, November 21, 2019

Hearing Room 1539

10:00 AM

2:18-11475 Catherine Trinh

Chapter 11

#1.00

MEDIATION HEARING
CATHERINE TRINH
2:18-BK-11475RK

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then move into chambers to conduct mediation.

Party Information

Debtor(s):

Catherine Trinh

Represented By
Alan W Forsley

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-14157 Miguel Luciano Beno

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 FORD EXPEDITION VIN 1FMJU1KT4KEA02695

MOVANT: CAB WEST, LLC

Docket 43

Courtroom Deputy:

11/25/19 - John Kim (714)431-1086, has been approved for telephonic appearance on 12/3/19 @ 10am

Matter Notes:

GRANTED: _____

GRANTED IN PART/
DENIED IN PART: _____

GRANTED IN PART/CONTINUED IN
PART: _____

GRANTED W/
CONDITIONS: _____

DENIED: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

COURT TO PREPARE ORDER: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Miguel Luciano Beno

Chapter 7

CONT'D. TO: _____ AT: _____

WITHDRAWN: _____

OBJECTION SUSTAINED: _____

OBJECTION OVERRULED: _____

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Miguel Luciano Beno

Represented By
Cameron H Totten

Movant(s):

Cab West, LLC

Represented By
Jennifer H Wang

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-14624 Eduardo Castaneda

Chapter 7

#2.00 Notice of Motion and Motion in Individual Case for Order Confirming Termination of Stay under 11 U.S.C. 362(C)(3) or That No Stay is in Effect under 11 U.S.C. 362(c)(4)(A)(ii) .

MOVANT: US BANK NATIONAL ASSOCIATION

Docket 49

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

Grant motion. Confirm that no stay went into effect when this case was filed

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Eduardo Castaneda

Chapter 7

on April 23, 2019 due to the fact that two prior cases had been filed and dismissed with regard to this debtor within the year prior to the bankruptcy filing.

Party Information

Debtor(s):

Eduardo Castaneda

Pro Se

Movant(s):

U.S. Bank National Association, As

Represented By
Cassandra J Richey

Trustee(s):

Wesley H Avery (TR)

Represented By
Joseph E. Caceres

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-19471 VEPEL 6 LLC

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 2011 Echo Park Avenue, Los Angeles, CA 90026

MOVANT: UMPQUA BANK

Docket 43

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... VEPEL 6 LLC

Chapter 7

Party Information

Debtor(s):

VEPEL 6 LLC

Represented By
Thomas B Ure

Movant(s):

Umpqua Bank

Represented By
Thomas M Geher

Trustee(s):

John J Menchaca (TR)

Represented By
M Douglas Flahaut

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1408 North Las Palmas Ave., Los Angeles, CA 90028 (A.P.N.: 5547-023-021)

MOVANT: OSM LOAN ACQUISITIONS IX, LP

Docket 54

Courtroom Deputy:

11/27/19 - Aron M. Oliner, (415)957-3104 has been approved for telephonic appearance on 12/03/19 @ 10 AM

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Lexington 12 LLC

Chapter 7

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

OSM Loan Acquisitions IX, LP

Represented By
Geoffrey A Heaton

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-20153 Phyllis America Haynes

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 41234 Almond Avenue, Palmdale, CA 93551

MOVANT: 2017-1 IH BORROWER LP, A DELAWARE LIMITED PARTNERSHIP

fr. 11-5-19

Docket 14

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Phyllis America Haynes

Chapter 7

WITHDRAWN: _____

Tentative Ruling:

Tentative Ruling for November 5, 2019:

Motion states (in two places) that unlawful detainer action was filed on August 22, 2019 without knowledge of debtor's bankruptcy filing. This is not surprising as there was no bankruptcy as of that date. The issue is whether movant knew of the bankruptcy filing at the time of the unlawful detainer trial and entry of judgment on September 12, 2019. Declaration is silent on this issue. Declaration states that movant's attorney received an email advising him of the bankruptcy filing on September 17, but does not say that he had no prior knowledge of the filing or when he actually first learned of the bankruptcy filing. If movant would like the automatic stay annulled, continue hearing to give movant an opportunity to file supplemental declaration that actually discloses when movant first learned of the bankruptcy filing.

Final Ruling for November 5, 2019:

Continue hearing to December 3, 2019 at 10:00 a.m. Movant should file and serve supplemental declaration setting forth when movant learned of bankruptcy filing not later than November 12, 2019. Debtor may file and serve any response not later than November 21, 2019.

Tentative Ruling for December 3, 2019:

Movant requests in both declarations annulment of the September 12, 2019 judgment. Court assumes that this is a mistake. The motion seeks annulment of the automatic stay to validate the September 12 judgment. Grant motion, including annulment, without waiver of 14-day stay.

Party Information

Debtor(s):

Phyllis America Haynes

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Phyllis America Haynes

Chapter 7

Movant(s):

2017-1 IH Borrower LP, A Delaware

Represented By
Agop G Arakelian

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-20282 Nicholas Laroche

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Maserati Ghibli
VIN#ZAM57XSA7H1205980

MOVANT: JPMORGAN CHASE BANK, N.A.

Docket 14

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Nicholas Laroche

Chapter 7

Party Information

Debtor(s):

Nicholas Laroche

Pro Se

Movant(s):

JPMORGAN CHASE BANK, N.A.

Represented By
Gilbert R Yabes

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-20413 Tarren David Clark

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Jeep Renegade
VIN # ZACCJAAB6HPF59381

MOVANT: SANTANDER CONSUMER USA INC. DBA CHRYSLER CAPITAL

Docket 16

Courtroom Deputy:

11/25/19 - John Kim, (714)431-1086, has been approved for telephonic appearance on 12/3/19 @ 10am

Matter Notes:

GRANTED: _____

GRANTED IN PART/
DENIED IN PART: _____

GRANTED IN PART/CONTINUED IN
PART: _____

GRANTED W/
CONDITIONS: _____

DENIED: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

COURT TO PREPARE ORDER: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Tarren David Clark

Chapter 7

CONT'D. TO: _____ AT: _____

WITHDRAWN: _____

OBJECTION SUSTAINED: _____

OBJECTION OVERRULED: _____

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Tarren David Clark

Pro Se

Movant(s):

Santander Consumer USA Inc. dba

Represented By
Jennifer H Wang

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-22721 Jeffrey Meade

Chapter 7

#8.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 2327 Loy Lane, Los Angeles, CA 90041

MOVANT: ELLEN MCCORMICK, TRUSTEE OF THE BLUE TRUST

Docket 8

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

Declaration offered in support of opposition does not contain admissible

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Jeffrey Meade

Chapter 7

evidence. The declaration does not explain how or why declarant would know that the agreement provided is a true and correct copy of the Blue Trust agreement or how declarant would be in a position to testify as to Kelly Meade's condition. Declarant is Jeffrey Meade's attorney, not a doctor treating Kelly Meade.

Motion is not based on a misrepresentation. Motion states clearly that there is no rent due. However, movant has served debtor with a 30-day notice and has filed an unlawful detainer complaint. Resolution of the disputes between movant and her sister will turn upon an interpretation of the Blue Trust agreement and the parties' respective rights thereunder. This court lacks jurisdiction to adjudicate a probate dispute between two nondebtors.

Grant motion including waiver of Rule 4001(a)(3). If debtor's spouse has a defense to her sister's eviction action, she should raise that in the unlawful detainer action, not in her husband's bankruptcy case.

Party Information

Debtor(s):

Jeffrey Meade

Represented By
Robert A Brown

Movant(s):

Ellen McCormick, Trustee of the

Represented By
Paul E Gold

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-22990 Luis Angel Duran

Chapter 7

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 Yamaha YZ250F

MOVANT: YAMAHA MOTOR FINANCE CORP

Docket 8

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Luis Angel Duran

Chapter 7

Party Information

Debtor(s):

Luis Angel Duran

Represented By
Francis Guilardi

Movant(s):

Yamaha Motor Finance Corporation

Represented By
Karel G Rocha

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-16397 Brand Brigade LLC

Chapter 11

#10.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM re: Mazyar Kazerooni v. Jimmy Yuming Wang, et al Docket No. BC706460, County of Los Angeles, CA Stanly Mosk Courthouse

MOVANT: MAZYAR KAZEROONI

Docket 76

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Brand Brigade LLC

Chapter 11

Deny motion. It appears that the majority of movant's claims are against Jimmy Wang, not against the debtor. The automatic stay does not prevent movant from litigating his claims against Jimmy Wang. The Court has entered an order disallowing the claim that movant sought to assert against the debtor. Movant should delete any claims against the debtor from his complaint and prosecute his claims against Jimmy Wang in state court.

Party Information

Debtor(s):

Brand Brigade LLC

Represented By
Daniel H Reiss
Jeffrey S Kwong

Movant(s):

Mazyar Kazerooni

Represented By
Ashkan Hejazi

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-19525 Charles Adib Hage

Chapter 7

#11.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 2566 East Chevy Chase Drive, Glendale, CA 91206

MOVANT: FELIX BENZIMRA

Docket 15

Courtroom Deputy:

11/26/19 - Lewis Landau, (888)822-4340, has been approved for telephonic appearance on 12/3/19 @ 10am

Matter Notes:

GRANTED: _____

DENIED: _____

DENIED AS MOOT: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

ORDER APPROVED: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT _____

ADEQUATE PROTECTION
ORDER TO FOLLOW : _____

WITHDRAWN: _____

Tentative Ruling:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Charles Adib Hage

Chapter 7

Debtor owns Spear Productions, LLC, a suspended entity, which had previously owned the property. Movants foreclosed on the property and commenced an unlawful detainer action against Spear. (Post-petition, individual debtor filed claim to right of possession.) Debtor listed property on schedules with the notation "title and loan in the name of Debtor's LLC, Spear Productions, LLC.

Grant motion. Debtor's mere possession of the property is not a property interest protected by the automatic stay. See In re Perl, 811 F.3d 1120. Debtor did not own title to the property and did not have a leasehold interest in the property. The automatic stay did not bar movants from proceeding with a foreclosure.

Debtor has filed an adversary proceeding claiming that the foreclosure was unlawful. Court will not leave the automatic stay in place until this lawsuit is concluded. If debtor would like injunctive relief based on any of the claims asserted in his adversary proceeding, he should bring a motion for a temporary restraining order or a preliminary injunction in that action and demonstrate that he is entitled to injunctive relief utilizing the traditional standard for injunctive relief.

Grant motion, including waiver of Rule 4001(a)(3). Prohibit eviction prior to December 6, 2019.

Party Information

Debtor(s):

Charles Adib Hage

Represented By
Brian J Soo-Hoo

Movant(s):

Sarah Amozeg-Tirosh Benzimra

Represented By
Lewis R Landau

Felix Benzimra

Represented By
Lewis R Landau

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... Charles Adib Hage

Chapter 7

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#12.00 Frame LA Brands, LLC and Good American , LLC's Motion for Entry of an Order Compelling the Debtor in Possession to Assume or Reject Executory Contracts or in the Alternative Grant Linlimited Relief from the Automatic Stay as to Termination Provisions Declarations of Suzanne Anker and Rocco Vienhage in Support Thereof

fr. 11-06-19, (advanced)12-11-19

Docket 82

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

GRANTED IN PART/
DENIED IN PART: _____

GRANTED IN PART/CONTINUED IN
PART: _____

GRANTED W/
CONDITIONS: _____

DENIED: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... West Coast Distribution, Inc.

Chapter 11

WITHDRAWN: _____

OBJECTION SUSTAINED: _____

OBJECTION OVERRULED: _____

Tentative Ruling:

10/24/19 -- Court approved stipulation continuing hearing to December 11, 2019 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 6, 2019.

11/20/19 -- Court granted ex parte application advancing hearing date to December 3, 2019 at 10:00 a.m.

Tentative Ruling for December 3, 2019:

Court is not prepared to adjudicate in this context whether or not there has been a breach of the parties' agreements. Grant relief from stay to the extent necessary to permit movant to serve notice of termination and to exercise termination rights under the agreement, should it wish to do so. Deny request to compel debtor to assume or reject contract.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By

Ron Bender

Lindsey L Smith

Merhab, Robinson & Clakson, Law

Movant(s):

Good American, LLC

Represented By

Jeffrey A Krieger

Frame LA Brands, LLC

Represented By

Jeffrey A Krieger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:00 AM

CONT... West Coast Distribution, Inc.

Chapter 11

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:30 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#50.00 Intervenor Natural Immunogenics' Motion to Reconsider Dkt. # 464

Docket 589

Courtroom Deputy:

11/15/19: Judge Bluebond has asked attorney to re-notice this motion to this time slot (orig from 2PM to 1030am) wk

11/27/19 - Jessica Ponce, (213)263-2911, has been approved for telephonic appearance on 12/3/19 @ 10:30am

12/3/19 - Derek Linke, (206) 274-2800, has been approved for telephonic appearance on 12/3/19 @ 10:30 am

Matter Notes:

GRANTED: _____

GRANTED IN PART/
DENIED IN PART: _____

GRANTED IN PART/CONTINUED IN
PART: _____

GRANTED W/
CONDITIONS: _____

DENIED: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

COURT TO PREPARE ORDER: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER

Chapter 7

CONT'D. TO: _____ AT: _____

WITHDRAWN: _____

OBJECTION SUSTAINED: _____

OBJECTION OVERRULED: _____

Tentative Ruling:

Deny motion. The relief requested in this motion goes well beyond the scope of the limited purpose for which NIC was permitted to intervene and appears to have been written largely for the benefit of Baker, rather than NIC. The order entered April 10, 2019, docket no. 456, authorizes NIC to intervene in this matter "to the limited extent necessary to protect NIC's privilege interests in the data collected from Baker's devices." NIC should limit its advocacy to responding to the other motion on calendar, matter no. 51, insofar as it affects its privilege interests in the data collected from Baker's devices.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy - DISBARRED -
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Movant(s):

Natural Immunogenics Corp

Represented By
Peter A Arhangelsky

Plaintiff(s):

James Murtagh

Represented By
Douglas M Neistat

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER

Chapter 7

Michael J Conway
Derek Linke

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:30 AM

2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#51.00 Plaintiff's Motion to Clarify/Modify Previous Court Order of August 20, 2019

Docket 594

Courtroom Deputy:

11/27/19 - Jessica Ponce, (213)263-2911, has been approved for telephonic appearance on 12/3/19 @ 10:30am

12/3/19 - Derek Linke, (206) 274-2800, has been approved for telephonic appearance on 12/3/19 @ 10:30 am

Matter Notes:

GRANTED: _____

GRANTED IN PART/
DENIED IN PART: _____

GRANTED IN PART/CONTINUED IN
PART: _____

GRANTED W/
CONDITIONS: _____

DENIED: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

10:30 AM

CONT... CLARK WARREN BAKER

Chapter 7

WITHDRAWN: _____

OBJECTION SUSTAINED: _____

OBJECTION OVERRULED: _____

Tentative Ruling:

The Court offers the following observations:

1. It has never been established that there are in fact any "privileges" that apply to the data in question. Perhaps if Mr. Baker was retained by an attorney representing one of the parties asserting a privilege to perform work on that party's behalf, the attorney work product rule may apply to the documents/files, but, otherwise, it is hard to see how any privilege would apply here.
2. It was never the Court's intention for the neutral expert to work for free.
3. Plaintiff is the one who identified the potential experts and recommended Mr. Broom for this position.
4. The Court does not intend to "change horses mid-stream" with its neutral expert or to drag yet another vendor into this situation. Although that could conceivably reduce costs on a going forward basis (or not), it does not resolve the issue of who should pay for the work performed so far and does not address how payment would be assured for the incoming vendor.
5. No one appealed this Court's August 20, 2019 "Order re Data Turnover and Privilege Review" [docket no. 561].
6. \$4,000 is a modest expense to impose on someone who may, or may not, have a privilege who would like to inspect data before it is turned over to Murtagh's expert. If the third parties do not want to pay this amount, they should be deemed to have waived any privilege that they might otherwise have asserted in Baker's data. It is not unreasonable to require that any party wishing to conduct this pre-turnover review pay Mr. Broom \$4,000 before receiving the data to review. If the costs of performing the services necessary

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CONT... CLARK WARREN BAKER

Chapter 7

to sort for any given party's data prove to be less than this amount, Mr. Broom should refund any excess.

7. Plaintiff has not articulated any theory under which the Court can impose the costs of this discovery on Leppo. He is not a party to this action and the fact that he may have given Baker money for legal fees in the past does not make him liable for additional amounts owed by Baker -- even if he is a billionaire.

8. Court will set a deadline for any party who would like to conduct a pre-turnover review of the documents to pay Broom \$4,000, and Broom should deliver that party's set aside data to it promptly upon receipt of this \$4,000 payment, even if the remainder of his fees have not been paid.

9. After Broom receives payments from any third parties who would like to review data, he should deduct these payments from the balance due for services rendered. If Dr. Murtagh would like Broom to deliver data to Mr. Anderson in accordance with the August 20, 2019 order, he must pay the remaining balance due after application of the \$4,000 payments. (If there is a dispute as to the reasonableness of Broom's charges, court will adopt a fee application like procedure to be used to resolve any such dispute.) Any payments made by Dr. Murtagh can be included as costs of suit that may be recovered as part of any judgment that he may obtain in the action.

10. The August 20, 2019 order should be modified if necessary to clarify that Baker is obligated to pay all fees and costs incurred by Broom and to reimburse Dr. Murtagh for any such fees and costs that he may advance.

11. As Mr. Broom's fees turned out to be significantly larger than Dr. Murtagh had imagined, Dr. Murtagh will not be obligated to pay the remaining balance due after the deduction of the \$4,000 payments, but data will not be turned over to Mr. Anderson unless and until he does so. If Dr. Murtagh elects not to pay these amounts, he should proceed with his motion for default judgment without obtaining this data.

12. The Court is not inclined to eliminate the use of the search term "Murtagh" to limit the scope of the data in the manner contemplated by the

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Chapter 7

August 20, 2019 order. The use of such a term is necessary to ensure that the data sought to be discovered has some bearing on the subject matter of this lawsuit.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy - DISBARRED -
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Movant(s):

James Murtagh

Represented By
Douglas M Neistat
Michael J Conway
Derek Linke

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide
Michael J Conway

Plaintiff(s):

James Murtagh

Represented By
Douglas M Neistat
Michael J Conway
Derek Linke

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

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2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#51.10 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19, 4-2-19, 6-11-19, 7-30-19, 10-15-19, 11-19-19

Docket 1

Courtroom Deputy:

11/27/19 - Jessica Ponce, (213)263-2911, has been approved for telephonic appearance on 12/3/19 @ 10:30am

12/3/19 - Derek Linke, (206) 274-2800, has been approved for telephonic appearance on 12/3/19 @ 10:30 am

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

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CONT... CLARK WARREN BAKER

Chapter 7

Order appointing Mediator to
be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- September 27, 2016 at 2:00 p.m.

L/D to file joint status report -- September 13, 2016

Discovery cutoff -- September 30, 2016

L/D to lodge order appointing mediator -- June 17, 2016

Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

Tentative Ruling for September 27, 2016:

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CONT... CLARK WARREN BAKER

Chapter 7

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 13, 2017.

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at

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Chapter 7

2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjjm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017
Cont'd status conference -- October 31, 2017 at 2:00 p.m.
L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status report that should have been filed two weeks before status conference?
APPEARANCES WAIVED ON MARCH 13, 2018.

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Chapter 7

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Tentative Ruling for April 2, 2019:

Revisit status of action after conclusion of hearing on related matters on calendar.

Tentative Ruling for June 11, 2019:

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CONT... CLARK WARREN BAKER

Chapter 7

For reasons set forth in tentative ruling for matter no. 7, strike Baker's answer to complaint and enter judgment for plaintiff and take status conference off calendar. Plaintiff should lodge proposed form of judgment.

Final Ruling for June 11, 2019:

Court held that it would be more appropriate for plaintiff to file a motion for default judgment once Baker's answer has been stricken than for the court to grant summary judgment summarily. Court extended deadline for plaintiff to file motion for default judgment to December 2, 2019.

What is the status of this matter? What progress has been made with regard to the turnover of records from the neutral expert to the plaintiff? Hearing required.

Tentative Ruling for November 19, 2019:

What is the status of this matter? What progress has been made with regard to the turnover of records from the neutral expert to the plaintiff?

11/18/19 -- At plaintiff's request, Court continued status conference to December 3, 2019 at 10:30 a.m. to be heard concurrently with other matters set for hearing at that date and time. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for December 3, 2019:

Continue status conference to date that can be used for hearing on motion for default judgment (which must be filed by March 20, 2020).

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Alan F Broidy - DISBARRED -
Baruch C Cohen

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CONT... CLARK WARREN BAKER

Chapter 7

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce

Plaintiff(s):

James Murtagh

Represented By
Douglas M Neistat
Michael J Conway
Derek Linke

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

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2:19-13871 J. Robert Scott, Inc.

Chapter 11

#52.00 Emergency Motion of Debtor and Debtor In Possession for an Order:

- (1) Authorizing Use of Cash Collateral On An Interim Basis
- (2) Granting Replacement Liens
- (3) Scheduling a Final Hearing on Permanent Use of Cash Collateral
- (4) After Hearing, Authorizing Permanent Use of Cash Collateral

fr. 9-12-19, 9-26-19

Docket 144

***** VACATED *** REASON: OFF CALENDAR.THE COURT HAS
ALREADY ENTERED A FINAL ORDER ON PRIOR MOTION FOR
AUTHORITY TO USE CASH COLLATERAL.**

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

GRANTED IN PART/
DENIED IN PART: _____

GRANTED IN PART/CONTINUED IN
PART: _____

GRANTED W/
CONDITIONS: _____

DENIED: _____

TENTATIVE IS THE RULING: _____

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CONT... J. Robert Scott, Inc.

Chapter 11

ORDER TO FOLLOW: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT: _____

WITHDRAWN: _____

OBJECTION SUSTAINED: _____

OBJECTION OVERRULED: _____

Tentative Ruling:

Tentative Ruling for September 12, 2019:

When debtor contacted chambers last week to request hearing on an emergency basis, counsel was instructed to file the motion and give notice last Friday, September 6. Instead, debtor filed motion and gave notice on Tuesday, September 10. Proof of service attached to notice of hearing represents that a chambers copy was personally delivered to Judge Bluebond's chambers on September 10, 2019, but that did not occur. As of 12:30 p.m. on September 11, 2019, judge still has not received a copy of the relevant papers.

Deny motion based on lack of sufficient notice. Court denied use of cash collateral in response to last motion as record could not establish that creditors with an interest in cash collateral were adequately protected. Debtor claims that there were improper chargebacks by credit card companies, but are these chargebacks actually improper or are they permitted recoupments? Did sale of principal's home close on September 11? Has debtor vacated the business premises that were the subject of the lease that was deemed rejected? If not, why not?

Final Ruling for September 12, 2019:

Authorize debtor to use cash collateral on an interim basis between September 12, 2019 and the date of final hearing solely for operating

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CONT...

J. Robert Scott, Inc.

Chapter 11

expenses in amounts not to exceed those set forth on the budget, plus a 15% variance. Total (including variance) cannot exceed \$92,500 for this period. Debtor should serve notice of continued hearing by September 13, 2019. Set final hearing for September 26, 2019 at 2:00 p.m. Oppositions will be due by noon on September 24, 2019. Any supplemental papers from the debtor must be filed and served by September 23, 2019. Debtor's papers should include report on actual expenditures pursuant to this order.

Tentative Ruling for September 26, 2019:

Does the attachment to the debtor's September 23, 2019 filing represent accrued expenses or amounts actually paid? If the latter, it appears that the debtor has spent more cash than it was entitled to spend pursuant to the Court's prior order. Is this correct?

Hearing required.

Tentative Ruling for December 3, 2019:

Debtor failed to comply with this Court's September 27, 2019 order requiring it to bring its next motion for authority to use cash collateral on a fully-noticed basis. Instead, debtor filed emergency motion for authority to use cash collateral, which the court set for December 4, 2019 at 10:30. OFF CALENDAR. THE COURT HAS ALREADY ENTERED A FINAL ORDER ON PRIOR MOTION FOR AUTHORITY TO USE CASH COLLATERAL. Motion for authority to use cash collateral after December 3, 2019 is set for hearing on December 4, 2019.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

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CONT... J. Robert Scott, Inc.

Chapter 11

Movant(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

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2:19-13871 J. Robert Scott, Inc.

Chapter 11

#53.00 Order to Appear and Show Cause Why Bankruptcy Case Should not be Dismissed or Converted based on Continuing Decline of Debtor's Operations

fr. 9-12-19, 9-26-19

Docket 135

***** VACATED *** REASON: APPEARANCES WAIVED;CONT'D TO
12/4/19 @ 10:30AM**

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

VACATE OSC AS MOOT: _____

VACATE OSC AS DEBTOR IS IN COMPLIANCE

DISMISS CASE: _____

CONT'D. TO: _____ AT:

TENTATIVE IS THE RULING: _____

COURT TO PREPARE ORDER: _____

Tentative Ruling:

Tentative Ruling for September 12, 2019:

Debtor concedes in its opposition that "Debtor has not generated a net profit during the five-month post-petition term," but, on the bright side, debtor notes that it has reduced its losses each month and generated a profit in August of \$5,269. This amount is undoubtedly dwarfed by the attorneys' fees that were

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CONT... J. Robert Scott, Inc.

Chapter 11

incurred during the same period.

Debtor argues that unsecured creditors will have no chance of recovery unless its operations are permitted to resume. This may be true, but, because the debtor is losing money, it is essentially liquidating the collateral of secured creditors in order to finance its operations. In other words, it is spending the secured creditors' collateral in the hope of producing a distribution for unsecured creditors. Debtor argues that matters would look very different but for the chargebacks from AMEX and Visa, but debtor has not established that these chargebacks are improper. Debtor has not provided any evidence from which the Court can determine that whether the chargebacks in question are impermissible setoffs that violate the automatic stay or permissible recoupments that do not.

Debtor's operations have been losing money. Relief from stay has been granted to permit ADP to terminate its services. Debtor's motion to extend time to assume or reject its lease has been denied. Debtor is deemed to have rejected its lease and must vacate its business premises immediately. Debtor's motion to use cash collateral has been denied. Convert case to chapter 7. Chapter 7 trustee can request that case be dismissed if he or she thinks that would be more appropriate.

Final Ruling for September 12, 2019:

Continue hearing to September 26, 2019 at 2:00 p.m.

Tentative Ruling for September 26, 2019:

Is debtor current on its post-petition taxes? Post-petition insurance payments? Post-petition rents for premises other than New York lease? What kinds of post-petition expenses are included within the \$105,000 of post petition accounts receivable that have not been paid, according to the August 2019 operating report? Pages 15 and 16 of the August operating report refer to \$414,593 that includes ""funds owed to Cash Advance Lenders." To what does this refer?

Hearing required.

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CONT... J. Robert Scott, Inc.

Chapter 11

Tentative Ruling for December 3, 2019:

Debtor expects influx of cash of \$127,000 from American Express and \$250,000 from insurance carrier. But for these extraordinary receipts, would the debtor anticipate operating profitably from this point forward? Hearing required.

CONTINUE THIS HEARING TO DECEMBER 4, 2019 AT 10:30 A.M.
APPEARANCES WAIVED ON DECEMBER 3, 2019.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

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2:19-13871 J. Robert Scott, Inc.

Chapter 11

#54.00 Scheduling and Case Management Conference in a Chapter 11 Case

FR. 5-29-19, 8-28-19(advanced), 8-27-19, 9-12-19, 9-26-19

Docket 1

***** VACATED *** REASON: CONT'D TO 12/4/19 @10:30AM.
APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Set Claims bar date notice deadline: _____

Set Claims bar date: _____

Set deadline to Objection to Claims: _____

Last day to file Plan and Disclosure Statement: _____

Date Disclosure Statement can be heard, if timely filed: _____

Status Conference date continued to: _____

Status Report due: _____

Case Dismissed _____ 180 day bar _____ without 180 day bar

Case Converted to Chapter 7: _____

Chapter 11 Trustee Appointed: _____

Scheduling Order to be lodged by: _____

Tentative Ruling:

How has the debtor been doing with regard to meeting its projections? Are

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CONT... J. Robert Scott, Inc.

Chapter 11

quotes converting to orders at the rate the debtor had anticipated? Has debtor succeeded in operating in accordance with its cash collateral budget or have there been significant variances? If so, in what areas?

Hearing required.

6/6/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 28, 2019 at 11:00 a.m.
L/D to file updated status report -- August 16, 2019
L/D to serve notice of bar date -- June 7, 2019
Bar date -- August 9, 2019

Tentative Ruling for August 27, 2019:

Where is the status report that debtor was to have filed by August 16, 2019? Based on US Trustee's status report, issue OSC why case should not be dismissed or converted. Set expedited hearing on OSC.

Tentative Ruling for September 12, 2019:

Take case status conference off calendar due to conversion of case to chapter 7.

Tentative Ruling for December 3, 2019:

Revisit status of case after conclusion of related matters on calendar.

CONTINUE THIS HEARING TO DECEMBER 4, 2019 AT 10:30 A.M.
APPEARANCES WAIVED ON DECEMBER 3, 2019.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth

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CONT... J. Robert Scott, Inc.

Crystle Jane Lindsey

Chapter 11

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2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01150 Avery v. Huber

#200.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(14 (Recovery of money/property - other)) Complaint by Wesley H, Avery against Craig Huber

fr. 7-30-19, 9-17-19

Docket 1

Courtroom Deputy:

11/27/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 12/3/19 @ 2pm

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

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CONT... Premiere Medical Management Group, LLC

Chapter 7

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

6/25/19 -- Court approved stipulation giving defendant until July 30, 2019 to respond to complaint.

Tentative Ruling for July 30, 2019:

Inasmuch as defendant has not yet responded to complaint, continue status conference to September 17, 2019 at 2:00 p.m. Parties should file and serve joint status report not later than September 3, 2019. APPEARANCES WAIVED ON JULY 30, 2019.

7/30/19 -- Court approved stipulation continuing response date to August 13, 2019.

Tentative Ruling for September 17, 2019:

Set deadline for trustee to file amended complaint and deadline for filing response thereto.

9/23/19 -- Court entered order granting motion to dismiss with leave to amend and setting following dates:

L/D for trustee to file amended complaint -- October 8, 2019
L/D for defendant to response to amended complaint -- October 29, 2019
Cont'd status conference -- December 3, 2019 at 2:00 p.m.
L/D to file joint status report -- November 19, 2019

Tentative Ruling for December 3, 2019:

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CONT... Premiere Medical Management Group, LLC Chapter 7

No order approving compromise has been entered because, on October 22, 2019, order uploaded was rejected with notation that order should have been uploaded in the main case, not in the adversary. No new order has been lodged.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Craig Huber

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

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2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01151 Avery v. Quinn Emanuel Urquhart & Sullivan, LLP

#201.00 Defendant's Motion to Dismiss First Amended Complaint by Defendant Quinn Emanuel Urquhart & Sullivan LLP

Docket 49

Courtroom Deputy:

11/27/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 12/3/19 @ 2pm

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

Trial set for: _____

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CONT... **Premiere Medical Management Group, LLC**

Chapter 7

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

The Court has previously ruled that the fraudulent transfer claim is not time-barred and that the trustee may plead in the alternative that a given transfer was either a preference or a fraudulent transfer. The complaint adequately identifies the transfer in question -- a single transfer of \$50,000 on March 10, 2017. Defendant knows the facts and circumstances surrounding that transfer and has sufficient information with which to formulate a defense.

Deny motion. Set deadline for defendant to respond to complaint.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Quinn Emanuel Urquhart &

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01151 Avery v. Quinn Emanuel Urquhart & Sullivan, LLP

#202.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(14 (Recovery of money/property - other)) Complaint by Wesley H, Avery against Quinn Emanuel Urquhart & Sullivan, LLP

fr. 7-30-19, 9-17-19

Docket 1

Courtroom Deputy:

10/8/19 - Amended Complaint filed

11/27/19 - Ian Shelton, (512)721-2714, has been approved for telephonic appearance on 12/3/19 @ 2pm

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Premiere Medical Management Group, LLC

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

6/25/19 -- Court approved stipulation giving defendant until July 30, 2019 to respond to complaint.

Tentative Ruling for July 30, 2019:

Inasmuch as defendant has not yet responded to complaint, continue status conference to September 17, 2019 at 2:00 p.m. Parties should file and serve joint status report not later than September 3, 2019. APPEARANCES WAIVED ON JULY 30, 2019.

7/30/19 -- Court approved stipulation continuing response date to August 13, 2019.

Tentative Ruling for September 17, 2019:

Set deadline for plaintiff to file amended complaint and deadline for filing response thereto.

Tentative Ruling for December 3, 2019:

Continue status conference 90 to 120 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Premiere Medical Management

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Premiere Medical Management Group, LLC
David L Oberg

Chapter 7

Defendant(s):

Quinn Emanuel Urquhart &

Represented By
Ian S Shelton

Plaintiff(s):

Wesley H, Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:18-20799 Kevin E. Peters

Chapter 7

Adv#: 2:18-01442 Martinez v. Peters et al

#203.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), 68 (Dischargeability - 523(6), willful and malicious injury. Complaint by Sharon Martinez against Kevin Edmond Peters, Cinthia Veronica Gambino Peters

fr. 2-26-19, 5-14-19, 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Kevin E. Peters

Chapter 7

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Continue status conference approximately 90 to 120 days. Discuss with parties the timing for sending the matter to mediation.

5/20/19 -- Court signed scheduling order with following dates:

Discovery cutoff -- October 31, 2019

Cont'd status conference -- August 27, 2019 at 2:00 p.m.

L/D to file joint status report -- August 13, 2019

Tentative Ruling for August 27, 2019:

Continue status conference approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

9/11/19 -- Court approved stipulation for voluntary mediation before Judge West.

Tentative Ruling for December 3, 2019:

Continue discovery cutoff to April 17, 2020 and continue status conference to late March or early April.

Party Information

Debtor(s):

Kevin E. Peters

Represented By
M. Jonathan Hayes

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Kevin E. Peters

Chapter 7

Defendant(s):

Kevin Edmond Peters

Represented By
M. Jonathan Hayes

Cinthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Joint Debtor(s):

Cinthia Veronica Gambino Peters

Represented By
M. Jonathan Hayes

Plaintiff(s):

Sharon Martinez

Represented By
John-Patrick M Fritz

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-12504 Edward J. Herzstock

Chapter 7

Adv#: 2:19-01170 Farwell v. Herzstock

#204.00 Status Conference re: 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)),(41 (Objection / revocation of discharge - 727(c),(d),(e))), (14 (Recovery of money/property - other)) Complaint by Alec Farwell against Edward J. Herzstock

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Edward J. Herzstock

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Tentative Ruling for August 27, 2019:

Explain to defendant importance of complying with court's local rules
concerning the conduct of adversary proceeding.

Tentative Ruling for December 3, 2019:

Where is status report that should have been filed by November 19, 2019?

Party Information

Debtor(s):

Edward J. Herzstock

Represented By
J.D. Cuzzolina

Defendant(s):

Edward J. Herzstock

Pro Se

Plaintiff(s):

Alec Farwell

Represented By
Sarah R Wolk
Zachary Levine

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-12504 Edward J. Herzstock

Chapter 7

Adv#: 2:19-01171 Chasse v. Herzstock

#205.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)), (65 (Dischargeability - other)), (41 (Objection / revocation of discharge - 727(c),(d),(e))), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Kyle Chasse against Edward J. Herzstock.

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Edward J. Herzstock

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Tentative Ruling for August 27, 2019:

Explain to defendant importance of complying with court's local rules
concerning the conduct of adversary proceeding.

Tentative Ruling for December 3, 2019:

Where is status report that should have been filed by November 19, 2019?

Party Information

Debtor(s):

Edward J. Herzstock

Represented By
J.D. Cuzzolina

Defendant(s):

Edward J. Herzstock

Pro Se

Plaintiff(s):

Kyle Chasse

Represented By
Sarah R Wolk
Zachary Levine

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-14538 XU DONG

Chapter 7

Adv#: 2:19-01425 J&C International, LLC et al v. DONG

#206.00 Status Conference re: 67(Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by J&C International, LLC , a California Limited Liability Company, Ideal City Realty LLC a Limited Liability Company and Mimi Wu, an individual against Xu Dong

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... XU DONG

Chapter 7

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Where is status report that should have been filed by November 19, 2019?

Party Information

Debtor(s):

XU DONG

Represented By
Alice Lin

Defendant(s):

XU DONG

Pro Se

Plaintiff(s):

Ideal City Realty, LLC.

Represented By
Lawrence Hoodack

J&C International, LLC

Represented By
Lawrence Hoodack
Lawrence Hoodack

Mimi Wu

Represented By
Lawrence Hoodack

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-14781 Albert Kirakosyan

Chapter 7

Adv#: 2:19-01246 Bankers Small Business Community Development Corp v. Kirakosyan et al

#207.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)); (67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) Complaint by Bankers Small Business Community Development Corporation of California against Albert Kirakosyan

fr. 10-1-19

Docket 1

Courtroom Deputy:

11/27/19 - Jilian Benbow, (714)285-2683, has been approved for telephonic appearance on 12/3/19 @ 2pm

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Albert Kirakosyan

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Continue status conference to December 3, 2019 at 2:00 p.m. Parties should file an updated status report not later than November 19, 2019.
APPEARANCES WAIVED ON OCTOBER 1, 2019.

Tentative Ruling for December 3, 2019:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Albert Kirakosyan

Represented By
Aidan Butler

Defendant(s):

Albert Kirakosyan

Pro Se

DOES 1 through 10, inclusive

Pro Se

Plaintiff(s):

Bankers Small Business Community

Represented By
Jillian A Benbow

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-14781 Albert Kirakosyan

Chapter 7

Adv#: 2:19-01247 Strategic Funding Source, Inc. v. Kirakosyan

#208.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Strategic Funding Source, Inc. against Albert Kirakosyan. false pretenses, false representation, actual fraud))

fr. 10-1-19

Docket 1

***** VACATED *** REASON: DEFAULT ENTERED ON 11-20-19**

Courtroom Deputy:

11/20/19 - Request for entry of default against Albert Kirakosyan

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Albert Kirakosyan

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

9/20/19 -- Court approved stipulation continuing defendant's response date to September 27, 2019 and continuing status conference to December 3, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 1, 2019.

Tentative Ruling for December 3, 2019:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

Party Information

Debtor(s):

Albert Kirakosyan

Represented By
Aidan Butler

Defendant(s):

Albert Kirakosyan

Pro Se

Plaintiff(s):

Strategic Funding Source, Inc.

Represented By
Brian T Harvey

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01172 XMI FINANCIAL SERVICES, LLC, a Limited Liability C v. Avakian

#209.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) (68 - Dischargeability - 523(a)(6), willful and malicious injury, Complaint by Stephen Jenkins, Esq. XMI Financial Services, LLC. against Sergik Avakian

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Sergik Avakian

Chapter 7

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

XMI FINANCIAL SERVICES,

Represented By
Stephen E Jenkins

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01174 Amgine Aerospace Corporation v. Avakian

#210.00 Defendant's Motion to Dismiss Complaint Pursuant to F.R.C.P. 9(b) and 12(b) (6), or in the Alternative for More Definite Statement Under F.R.C.P. 12(e)

fr. 9-5-19

Docket 10

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

GRANTED: _____

GRANTED IN PART/
DENIED IN PART: _____

GRANTED IN PART/CONTINUED IN
PART: _____

GRANTED W/
CONDITIONS: _____

DENIED: _____

TENTATIVE IS THE RULING: _____

ORDER TO FOLLOW: _____

COURT TO PREPARE ORDER: _____

CONT'D. TO: _____ AT: _____

WITHDRAWN: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... **Sergik Avakian**

Chapter 7

OBJECTION SUSTAINED: _____

OBJECTION OVERRULED: _____

Tentative Ruling:

9/5/19 -- Court continued hearing on motion to dismiss to date and time of status conference -- December 3, 2019 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 10, 2019.

Tentative Ruling for December 3, 2019:

Motion will be rendered moot if court dismisses action pursuant to stipulation. Continue hearing on motion to give parties an opportunity to serve notice of proposed dismissal and give other creditors an opportunity to assume prosecution of this action.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D. Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D. Resnik

Movant(s):

Sergik Avakian

Represented By
Matthew D. Resnik

Plaintiff(s):

Amgine Aerospace Corporation

Represented By
R. Jeffrey Neer

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01174 Amgine Aerospace Corporation v. Avakian

#211.00 Status Conference re: 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)) ,(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Sergik Avakian

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Tentative Ruling for December 3, 2019:

Parties have stipulated to dismiss, but there is a 727 claim. Other creditors need to be served with notice of proposed dismissal and given an opportunity to step into plaintiff's shoes for the purpose of prosecuting 727 claims.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

Amgine Aerospace Corporation

Represented By
R. Jeffrey Neer

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01175 TCF EQUIPMENT FINANCE, a Division of TCF NATIONAL v. Avakian

#212.00 Status Conference re: 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)) Complaint by TCF EQUIPMENT FINANCE, a Division of TCF NATIONAL BANK against Sergik Avakian

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Sergik Avakian

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

TCF EQUIPMENT FINANCE, a

Represented By
Raffi Khatchadourian

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01176 Siemens Financial Services, Inc., a Delaware corpo v. Avakian

#213.00 Status Conference re: 68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Siemens Financial Services, Inc., Siemens Financial Services Inc against Sergik Avakian

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Sergik Avakian

Chapter 7

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

Siemens Financial Services, Inc., a

Represented By
Valerie Bantner Peo

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01177 Acra Machinery, Inc., a California corporation et v. Avakian

#214.00 Status Conference re: 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))Complaint by Acra Machinery, Inc. against Sergik Avakian

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Sergik Avakian

Chapter 7

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Continue status conference for approximately 90 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D Resnik

Defendant(s):

Sergik Avakian

Represented By
Matthew D Resnik

Plaintiff(s):

Acra Machinery, Inc., a California

Represented By
Marshall L Brubacher

ACRA SEIKI, Inc., a California

Represented By
Marshall L Brubacher

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-17058 Sergik Avakian

Chapter 7

Adv#: 2:19-01418 Kirakosian v. Avakian et al

#215.00 Status Conference re: 67 (Dischargeability - 523(a)(2)(A),(a)(4) and (a)(6)

, fraud as fiduciary, embezzlement, larceny)) Complaint by Albert Kirakosian against Sergik Avakian, American Best Engineering, Inc., a California Corporation , Avakian Engineering, Inc., a California Corporation , Sevak Avakian . false pretenses, false representation, actual fraud))

Docket 1

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... Sergik Avakian

Chapter 7

Pretrial Conference set for: _____

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

Was the complaint in this action ever served? If so, why isn't the return of summons on the docket? Hearing required.

Party Information

Debtor(s):

Sergik Avakian

Represented By
Matthew D. Resnik

Defendant(s):

Sergik Avakian

Pro Se

American Best Engineering, Inc., a

Pro Se

Avakian Engineering, Inc., a

Pro Se

Sevak Avakian

Pro Se

Plaintiff(s):

Albert Kirakosian

Represented By
Paul M Hittelman

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01364 NG DIP Liquidating Trust v. Madison Administrative Services, Inc.

#216.00 Status Conference re: 12 (Recovery of money/poroperty - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Madison Administrative Services, Inc.

fr. 1-8-19, 4-2-19, 4-30-19, 6-11-19, 8-13-19, 10-1-19

Docket 1

***** VACATED *** REASON: 10/17/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

(Court was not served with copy of complaint.)

Continue status conference approximately 90 days.

3/20/19 -- Court approved stipulation continuing status conference to April 30, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019.

4/17/19-- Court approved stipulation continuing status conference to June 11, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 30, 2019.

5/28/19 -- Court approved stipulation continuing hearing to August 13, 2019 at 10:00 a.m. OFF CALENDAR FOR JUNE 11, 2019.

8/1/19 -- Court approved stipulation continuing hearing to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 13, 2019.

9/17/19 -- Court approved stipulation continuing hearing to December 3, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 1, 2019.

10/17/19 -- Court approved stipulation re dismissal. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

**CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor
David B Shemano**

Chapter 11

Defendant(s):

Madison Administrative Services,

Represented By
Ovsanna Takvoryan

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

Adv#: 2:19-01419 J. Robert Scott, Inc. v. American Express Merchant Services

#217.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(72 (Injunctive relief - other)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by J. Robert Scott, Inc. against American Express Merchant Services

Docket 1

***** VACATED *** REASON: CONT'D TO 1/28/2020 @ 2PM.
APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Matter Notes:

Discovery cutoff: _____

Last day to file pretrial motions: _____

Status Conference cont'd. to: _____

Joint Status Report due: _____

Motion for Default Judgment or Summary Judgment to be filed by: _____

Complete 1 day of mediation by: _____

Order appointing Mediator to be lodged by: _____

Lodge Pretrial Order by: _____

Pretrial Conference set for: _____

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 3, 2019

Hearing Room 1539

2:00 PM

CONT... J. Robert Scott, Inc.

Chapter 11

Trial set for: _____

Scheduling order to be
lodged by: _____

Off Calendar: _____

Tentative Ruling:

11/26/19 -- Court approved compromise (lump sum payment).

Continue status conference to January 28, 2020 at 2:00 p.m. to give
defendant an opportunity to make payment and parties to dismiss this action.
APPEARANCES WAIVED ON DECEMBER 3, 2019.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

Defendant(s):

American Express Merchant

Pro Se

Plaintiff(s):

J. Robert Scott, Inc.

Represented By
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:00 AM

2:18-10353 Claudio Francisco Caringella

Chapter 7

#1.00 Creditor TEC of California Inc's Objection to Exemption Claimed by Debtor

Docket 25

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Overrule objection as untimely. Debtor filed amended schedules asserting exemption on September 19, 2019. TEC filed its objection on October 21, 2019. Bankruptcy Rule 4003 requires objection to be filed within 30 days after the later of the conclusion of the 341(a) meeting or the filing of an amendment to the schedules.

Party Information

Debtor(s):

Claudio Francisco Caringella

Pro Se

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:00 AM

2:18-10353 Claudio Francisco Caringella

Chapter 7

#2.00 U.S. Trustee's Motion to Amend Order Granting Debtor's Motion to Reopen to Direct the Appointment of a Chapter 7 Trustee and to Prevent Automatic Closure

Docket 22

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny this motion as moot. Prior motion seeking this relief was already granted.

Party Information

Debtor(s):

Claudio Francisco Caringella Pro Se

Trustee(s):

Peter J Mastan (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#3.00 Trustee's Notice of Intention to Abandon Assets

Docket 146

***** VACATED *** REASON: CONT'D. TO 12/18/19 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/26/19 -- Court approved stipulation continuing hearing to December 18, 2019 at 11:00 a.m. OFF CALENDAR FOR DECEMBER 4, 2019.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:00 AM

2:19-19525 Charles Adib Hage

Chapter 7

#4.00 Reaffirmation Agreement Between Debtor and VW Credit, Inc.
[Presumption of Undue Hardship]

Docket 12

***** VACATED *** REASON: 11/27/19 - RECESSION OF
REAFFIRMATION FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion as creating undue hardship. Monthly income is only \$2,449.58 and monthly living expenses are \$11,026.

Party Information

Debtor(s):

Charles Adib Hage

Represented By
Brian J Soo-Hoo

Movant(s):

VW CREDIT, INC.

Represented By
John Rafferty

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:00 AM

2:19-22612 Kelly Jean Norton

Chapter 7

#5.00 Order to Show Cause For Failure to comply with 11 U.S.C. Section 109(h) re: Credit Counseling Course was taken more than 180 days prior to filing and is not in compliance with 11 U.S.C. Section 109(h)(1)

Docket 12

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor has now filed certificate of credit counseling, but that certificate reflects that counseling occurred post-petition, and debtor has not requested or obtained an exemption from *prepetition* credit counseling requirement. As debtor did not complete credit counseling within the 180 days *before* the commencement of the bankruptcy case, debtor is not eligible to be a debtor in this bankruptcy case.

Dismiss case. (Nothing precludes this debtor from refiling, but new filing would be debtor's second bankruptcy case within a year, meaning that automatic stay will terminate within 30 days unless debtor moves for and obtains an extension.)

Party Information

Debtor(s):

Kelly Jean Norton

Pro Se

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:00 AM

2:19-22720 Jaime Godofredo Tejada

Chapter 7

#6.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h) re:
Debtor's Request for Waiver (Exigent Circumstances)

Docket 11

***** VACATED *** REASON: CASE DISMISSED ON 11/18/19**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC as moot. Case has already been dismissed. No appearance required. Court will prepare order.

Party Information

Debtor(s):

Jaime Godofredo Tejada

Pro Se

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:00 AM

2:19-21726 Grandview Hills LLC

Chapter 11

#7.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor owns 80 percent of the Real Property as a tenant in common with whom? Do the managing member's parents own the other 20 percent as joint tenants? And the debtor itself is 80 percent owned by George Gabriel and 20 percent owned by his father? When was the deed of trust held by Tymeout recorded in the first place? What were the proceeds of the loan used for?

Set bar date and deadline for serving notice of bar date.

Party Information

Debtor(s):

Grandview Hills LLC

Represented By
Louis J Esbin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

10:30 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#50.00 Debtor's Motion to Use Cash Collateral Motion of Debtor and Debtor in Possession for an Order: (1) Authorizing Use of Cash Collateral on a Final Basis; and (2) Granting Replacement Liens

Docket 173

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

It is disappointing that the debtor's motion to use cash collateral beyond December 3, 2019 had to be brought on an expedited basis. Debtor had ample opportunity to bring its motion on a fully-noticed basis. (And court's prior order specifically directed debtor to do this.) Future motions for use of cash collateral will need to be brought on a fully-noticed basis. No further interim grants will be authorized.

Court cannot authorize use of cash collateral on an emergency basis for more than an interim period. Authorize use for a period of 2 to 3 weeks on same terms as in prior orders and set a new final hearing on request to use cash collateral.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

11:00 AM

2:16-18301 TCC General Contracting, Inc.

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 8-17-16, 11-1-16, 2-15-17, 5-10-17, 5-17-17, 6-14-17, 8-30-17, 9-6-17, 2-28-18, 5-30-18, 11-28-18, 5-29-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for filing objections to claims. Set deadline for filing plan and disclosure statement.

6/17/16 -- Court granted application for bar date. Deadline to serve notice of bar date -- August 20, 2016. Bar date -- October 31, 2016.

Tentative Ruling for November 1, 2016:

Set deadline for filing plan and disclosure statement in approximately 90 days. Continue case status conference to date scheduled for hearing on disclosure statement.

11/4/16 -- Court signed scheduling order setting following dates:

L/D to file plan and disclosure statement -- December 28, 2016
Hearing on disclosure statement -- February 15, 2017 @ 2:00 p.m.
Cont'd status conference -- February 15, 2017 @ 2:00 p.m.

8/14/17 -- Court approved stipulation continuing hearing to September 6, 2017 at 2:00 p.m. OFF CALENDAR FOR AUGUST 30, 2017. Tentative Ruling for February 15, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

11:00 AM

CONT... TCC General Contracting, Inc.

Chapter 11

Tentative Ruling for September 6, 2017:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for February 28, 2018:

It appears that the debtor's revenues have been decreasing each month. What is going on and how long will the debtor be able to sustain operations and continue to make plan payments if this continues? Hearing required.

Final Ruling from February 28, 2018:

Continue status conference to May 30, 2018 at 11:00 a.m. Debtor should file updated status report not later than May 21, 2018. Debtor's principal should appear in person at continued status conference.

Tentative Ruling for May 30, 2018:

Debtor's situation appears to have improved since February. Continue case status conference to November 28, 2018 at 11:00 a.m. Debtor should file updated status report not later than November 16, 2018. APPEARANCES WAIVED ON MAY 30, 2018.

Tentative Ruling for November 28, 2018:

Papers filed and served less than 14 days before a hearing need to be transmitted to the judge by a more expedited means than US Mail so that the Court is not required to print its own copy of the papers. Debtor's situation appears to have improved since last status conference. Continue case status conference to May 29, 2019 at 11:00 a.m. Debtor should file updated status report not later than May 15, 2019. APPEARANCES WAIVED ON NOVEMBER 28, 2018.

Tentative Ruling for May 29, 2019:

Continue post-confirmation status conference to December 4, 2019 at 11:00

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

11:00 AM

CONT... TCC General Contracting, Inc.

Chapter 11

a.m. Reorganized Debtor should file updated status report not later than November 20, 2019. APPEARANCES WAIVED ON MAY 29, 2019.

Tentative Ruling for December 4, 2019:

Continue post-confirmation status conference to June 3, 2020 at 11:00 a.m. Reorganized Debtor should file updated status report not later than May 22, 2020. APPEARANCES WAIVED ON DECEMBER 3, 2019.

Party Information

Debtor(s):

TCC General Contracting, Inc.

Represented By
Steven R Fox
Amelia Puertas-Samara

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

11:00 AM

2:18-11701 WDH Contractor Services, LLC

Chapter 11

#101.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 4-11-18, 8-15-18, 10-3-18, 10-24-18, 1-16-19, 5-29-19

Docket 1

***** VACATED *** REASON: 7/29/19 - FINAL DECREE ENTERED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue post-confirmation status conference to December 4, 2019 at 11:00 a.m. Reorganized Debtor should file updated status report not later than November 20, 2019. APPEARANCES WAIVED ON MAY 29, 2019.

OFF CALENDAR. COURT ENTERED FINAL DECREE. CASE CLOSED.

Party Information

Debtor(s):

WDH Contractor Services, LLC

Represented By
Alla Tenina

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

2:00 PM

2:17-11078 Antonio Mendoza

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 24

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Antonio Mendoza

Represented By
Floyd Aragon

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

2:00 PM

2:18-10936 Ana Marina Esquivel De Barrios

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 28

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Ana Marina Esquivel De Barrios

Represented By
Barry E Borowitz

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

2:00 PM

2:15-11329 Ultra Chem USA, Inc.

Chapter 7

#202.00 Second Interim Application for Compensation and Reimbursement of Expenses of Crowe LLP, Accountants for the Chapter 7 Trustee. Period: 10/13/2017 to 10/31/2019

[Fee: \$24,576.50, Expenses: \$10.14]

Docket 135

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$24,576.50 and costs of \$10.14. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Ultra Chem USA, Inc.

Represented By
Dennis D Burns

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamant & Kollitz LLP
Aaron E de Leest
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 4, 2019

Hearing Room 1539

2:00 PM

2:15-11329 Ultra Chem USA, Inc.

Chapter 7

#203.00 Third Interim Application for Compensation And Reimbursement Of Expenses Of Danning, Gill, Israel & Krasnoff, LLP, As General Counsel To Chapter 7 Trustee Period: 10/1/2017 to 10/31/2019

[Fee: \$53,795.00, Expenses: \$414.55]

Docket 137

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$53,795 and costs of \$414.55. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Ultra Chem USA, Inc.

Represented By
Dennis D Burns

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Danning Gill Diamant & Kollitz LLP
Aaron E de Leest
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, December 5, 2019

Hearing Room 1539

10:00 AM

2:19-19271 Amelia Hovhannisyan

Chapter 7

#1.00 Trustee's Motion to Dismiss Chapter 7 Case for Cause Under 11 U.S.C. Section 707(a)

Docket 24

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

If debtor wants to remain in bankruptcy and reap the benefits that a bankruptcy filing may afford, debtor must cooperate in discovery requests from the trustee and the United States Trustee. Debtor has failed to do so. Grant motion. Dismiss case.

Party Information

Debtor(s):

Amelia Hovhannisyan

Represented By
Richard A Avetisyan

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, December 5, 2019

Hearing Room 1539

10:00 AM

2:17-22362 Golden Vista Construction Inc

Chapter 7

#2.00 Evidentiary Hearing re: Objections to Application for Compensation and Reimbursement of Expenses for Stephen L Burton, Debtor's Attorney, Period: 10/9/2017 to 9/13/2018

[Fees requested: \$69197.66, Expenses: \$1113.40]

10-17-19

Docket 122

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Continue hearing to give applicant to file an amended application that addresses the concerns raised by the United States Trustee. Further, inasmuch as there appear to be significant factual disputes between debtor and counsel as to such matters as whether billing statements were sent, whether misrepresentations were made and whether counsel performed services in a competent manner, it appears that an evidentiary hearing may be required. Discuss schedule for these matters with the parties.

9/11/19 -- Court approved order appointing mediators.

10/15/19 -- Court approved stipulation continuing hearing to December 5, 2019 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 15, 2019.

Tentative Ruling for December 5, 2019:

Parties have resolved matter through mediation, but court has questions concerning the proposed compromise and how it will work. Parties are requested to appear on December 5 at 10 to respond to the court's questions.

Party Information

Debtor(s):

Golden Vista Construction Inc

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, December 5, 2019

Hearing Room 1539

10:00 AM

CONT... Golden Vista Construction Inc

Chapter 7

Jason Wallach

Movant(s):

Stephen L. Burton

Represented By
Stephen L Burton

Randolph L Neel

Represented By
Stephen L Burton

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-19408 Ruben Gomez

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 3641 Canon Blvd, Altadena, California 91001 .

MOVANT: BANK OF AMERICA, N.A

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion. The only basis for relief is section 362(d)(4), but there is insufficient evidence of a scheme to hinder, delay or defraud in the record. There is a single transfer of the property from Vizanova Vaughn (the borrower's daughter?) to herself and Gomez as joint tenants and a single bankruptcy filing. Without more information about the relationship between the parties and the relevant facts and circumstances, the court is not prepared to presume that there is anything improper about this transfer or bankruptcy filing.

Why was this motion even brought? There is ample equity to provide adequate protection and the bankruptcy case will be over shortly. Movant has not even commenced foreclosure process.

Party Information

Debtor(s):

Ruben Gomez

Pro Se

Movant(s):

Bank of America, N.A.

Represented By
Sean C Ferry

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

CONT... Ruben Gomez

Chapter 7

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-21218 Blanca Rosa Carbajal

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 TOYOTA COROLLA VIN # JTNKARJE0HJ530877

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 15

Courtroom Deputy:

12/4/19 - Austin Nagel, (925)855-8080, has been approved for telephonic appearance on 12/10/19@ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Blanca Rosa Carbajal

Represented By
Francis Guilardi

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-22021 Marcelina De La Rosa

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Jeep Cherokee, VIN: 1C4PJLLN7KD264249

MOVANT: SANTANDER CONSUMER USA INC. DBA CHRYSLER CAPITAL AS SERVICER FOR CCAP AUTO LEASE

Docket 9

Courtroom Deputy:

12/02/19 - Jennifer H. Wang, (714) 431-1058 has been approved for telephonic appearance on 12/10/19 @ 10 AM

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Marcelina De La Rosa

Represented By
Michael H Colmenares

Movant(s):

Santander Consumer USA Inc. dba

Represented By
Jennifer H Wang

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-22113 Rolando J Lopez Fernandez and Angelina Del Carmen Baez Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 TOYOTA TACOMA . VIN: 5TFAZ5CN5HX032055

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 8

Courtroom Deputy:

12/4/19 - Austin Nagel, (925)855-8080, has been approved for telephonic appearance on 12/10/19@ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Rolando J Lopez Fernandez

Represented By
Francis Guilardi

Joint Debtor(s):

Angelina Del Carmen Baez

Represented By
Francis Guilardi

Movant(s):

Toyota Motor Credit Corporation

Represented By
Austin P Nagel

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-22194 Tensun 42 LLC

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 1400 N. Orange Drive, Los Angeles, CA 90028 .

MOVANT: HMC ASSETS, LLC SOLELY AS ADMINISTRATOR OF THE CIVIC SECURITIZATION TRUST II

Docket 27

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Was chapter 7 trustee served with motion? Continue hearing to give chapter 7 trustee a reasonable opportunity to respond to the motion.

Party Information

Debtor(s):

Tensun 42 LLC

Pro Se

Movant(s):

HMC Assets, LLC solely as

Represented By
Amelia B. Valenzuela
David M Poitras

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6037 Romaine Street, Los Angeles, CA 90038

MOVANT: HMC ASSETS, LLC

fr. 10-1-19, 11-12-19

Docket 16

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

Grant motion pursuant to Bankruptcy Code section 362(d)(1) for cause, including a lack of adequate protection, without waiver of Rule 4001(a)(3), based on debtor's having been cited for leaving the property vacant and open to the public.

Final Ruling for October 1, 2019:

Continue hearing to November 12, 2019 at 10:00 a.m. Movant should file and serve supplemental papers not later than October 15, 2019. Any supplemental response from trustee must be filed and served not later than November 5, 2019.

Tentative Ruling for November 12, 2019:

Trustee was just appointed on October 21, 2019 and has not had an opportunity to respond to this motion. Continue hearing for approximately 30 days to give trustee an opportunity to obtain his own broker's price opinion and assess whether he believes there is equity in the property.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

CONT... Lexington 12 LLC

Chapter 7

Final Ruling for November 12, 2019:

Continue hearing to December 10, 2019 at 10:00 a.m. Movant should file and serve notice of continuance on trustee. Trustee shall have to and including December 3, 2019 at respond to motion.

Tentative Ruling for December 10, 2019:

Court has not received response from trustee. Grant motion pursuant to section 362(d)(1) based on lack of adequate protection.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

HMC Assets, LLC, solely in its

Represented By
Amelia B. Valenzuela

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 7

#7.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 4207, 4207 1/2, & 4209 Sunset Drive, Los Angeles, CA 90027

MOVANT: CIVIC VENTURES, LLC

fr. 10-1-19, 11-12-19

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

There is no admissible evidence of value. There is no evidence that the property is declining in value. The only code violations (lack of permits) that relate to this particular property show that the issue was "closed" 10 years ago. Deny motion without prejudice.

Final Ruling for October 1, 2019:

Continue hearing to November 12, 2019 at 10:00 a.m. Movant should file and serve supplemental papers not later than October 15, 2019. Any supplemental response from trustee must be filed and served not later than November 5, 2019.

Tentative Ruling for November 12, 2019:

Trustee was just appointed on October 21, 2019 and has not had an opportunity to respond to this motion. Continue hearing for approximately 30 days to give trustee an opportunity to obtain his own broker's price opinion and assess whether he believes there is equity in the property.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

CONT... Lexington 12 LLC

Chapter 7

Final Ruling for November 12, 2019:

Continue hearing to December 10, 2019 at 10:00 a.m. Movant should file and serve notice of continuance on trustee. Trustee shall have to and including December 3, 2019 at respond to motion.

Tentative Ruling for December 10, 2019:

Court has not received response from trustee. Grant motion pursuant to section 362(d)(1) based on lack of adequate protection.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Movant(s):

Civic Ventures, LLC, attorney-in-

Represented By
Amelia B. Valenzuela

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

10:00 AM

2:19-20043 Lexington 12 LLC

Chapter 7

#8.00 Scheduling and Case Management Conference in a Chapter 7 Case

fr. 10-16-19, 11-12-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

What is the status of this case? What issues does the chapter 7 trustee anticipate he will encounter? Hearing required.

Party Information

Debtor(s):

Lexington 12 LLC

Represented By
Thomas B Ure

Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:17-22362 Golden Vista Construction Inc

Chapter 7

Adv#: 2:19-01439 Wolkowitz v. Emerson

#200.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other) Complaint by Edward M Wolkowitz against Michael E. Emerson.

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/11/20 @ 2PM**

Courtroom Deputy:

11/22/19 - Another summons issued

Tentative Ruling:

Alias summons was issued on November 22, 2019. Response to complaint is not due until December 23, 2019. Continue status conference to February 11, 2020 at 2:00 p.m. Parties should file joint status report not later than January 28, 2020. APPEARANCES WAIVED ON DECEMBER 10, 2019.

Party Information

Debtor(s):

Golden Vista Construction Inc

Represented By
Jason Wallach

Defendant(s):

Michael E. Emerson

Pro Se

Plaintiff(s):

Edward M Wolkowitz

Represented By
Carmela Pagay

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:16-24862 NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

Adv#: 2:18-01361 NG DIP Liquidating Trust v. Lavish Alice

#201.00 Status Conference re: 12 (Recovery of money/property - Section 547 Preference) Complaint by NG DIP Liquidating Trust against Lavish Alice.

fr. 1-8-19, 4-2-19, 5-21-19, 7-2-19, 8-13-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/25/20 @ 2PM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

(Court was not served with copy of complaint.)

3/29/19 -- Court approved stipulation pursuant to which motion for default judgment was withdrawn, defendant was given until May 13, 2019 to respond to complaint and status conference was continued to May 21, 2019 at 2:00 p.m. OFF CALENDAR FOR APRIL 2, 2019. NO APPEARANCE REQUIRED.

5/7/19 -- Court approved stipulation continuing response date to June 7, 2019 and continuing status conference to July 2, 2019 at 2:00 p.m. OFF CALENDAR FOR MAY 21, 2019.

6/18/19 -- Court approved stipulation continuing status conference to August 13, 2019 at 2:00 p.m. OFF CALENDAR FOR JULY 2, 2019.

Tentative Ruling for August 13, 2019:

Set discovery cutoff for approximately 90 days. Set status conference for approximately same time frame. Order parties to complete a day of mediation prior to date of continued status conference.

8/19/19 -- Court approved scheduling order with following dates:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

CONT... NG DIP INC.(f/k/a Nasty Gal, Inc. a California Cor

Chapter 11

L/D to complete discovery -- December 20, 2019

Cont'd status conference -- December 10, 2019 at 2:00 p.m.

L/D to file joint status report -- November 26, 2019.

11/26/19 -- Court approved stipulation continuing hearing to February 25, 2020 at 2 p.m. OFF CALENDAR FOR DECEMBER 10, 2019.

Party Information

Debtor(s):

NG DIP INC.(f/k/a Nasty Gal, Inc. a

Represented By
Scott F Gautier
Kevin Meek
Lorie A Ball
David B Shemano

Defendant(s):

Lavish Alice

Represented By
Alan M Kindred

Plaintiff(s):

NG DIP Liquidating Trust

Represented By
Gary E Klausner
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:19-12936 Shaoqiang Chen

Chapter 7

Adv#: 2:19-01185 Sallyport Commercial Finance, LLC v. Chen

#202.00 Status Conference re: 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)) Complaint by Sallyport Commercial Finance, LLC against Steve Chen, Shaoqiang Chen, Shao Quian Chen, Chen Shaoqiang

fr. 8-27-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Discuss with parties timing of mediation. When does plaintiff plan to file its motion for partial summary adjudication and how should the timing of that interact with the scheduling of mediation? Hearing required.

8/28/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- December 10, 2019 at 2:00 p.m.

L/D to file joint status report -- November 26, 2019

L/D to complete mediation -- January 17, 2020

L/D to lodge mediation order -- September 27, 2019

10/2/19 -- Court approved order appointing mediator.

Tentative Ruling for December 10, 2019:

Extend deadline to complete mediation to accommodate mediation currently scheduled by the parties. When does plaintiff anticipate that it will be in a position to file motion for partial summary adjudication of issues? Hearing required.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

CONT... Shaoqiang Chen

Chapter 7

Debtor(s):

Shaoqiang Chen

Represented By
Gary R Wallace

Defendant(s):

Shaoqiang Chen

Represented By
Gary R Wallace

Plaintiff(s):

Sallyport Commercial Finance, LLC

Represented By
Lori E Eropkin

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:19-12936 Shaoqiang Chen

Chapter 7

Adv#: 2:19-01420 United States Trustee (LA) v. Chen

#203.00 Status Conference re: 41 (Objection / revocation of discharge - 727(c),(d),(e))
Complaint by United States Trustee (LA) against Shaoqiang Chen.

Docket 1

***** VACATED *** REASON: 10/22/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/22/19 -- Court approved stipulation re dismissal. OFF CALENDAR. NO
APPEARANCE REQUIRED.

Party Information

Debtor(s):

Shaoqiang Chen

Represented By
Gary R Wallace

Defendant(s):

Shaoqiang Chen

Pro Se

Plaintiff(s):

United States Trustee (LA)

Represented By
Kelly L Morrison

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:16-12275 Eric Carl Faber

Chapter 7

Adv#: 2:16-01256 Naimer et al v. Faber et al

#204.00 Defendant Eric Fabers' Motion to set aside RE: Judgment in letter format

Docket 51

Courtroom Deputy:

12/9/19 - Vanessa Haberbusch, (562)435-3456, has been approved for telephonic appearance on 12/10/19 @ 10am

Tentative Ruling:

Sustain evidentiary objections. Court agrees that factual representations made in letter were not made under oath and that emails have not been authenticated.

Court does not have any evidence that defendant/debtor advised plaintiff of his new address. The docket in both the main case and in the adversary proceeding still shows an address for the debtor in Santa Monica.

Nevertheless, if debtor/defendant is in a position to cure all arrearages due under the settlement agreement within 14 days (by sending a cashier's check or other money order payable to the plaintiffs to counsel of record for the plaintiffs), court will vacate the judgment and permit debtor to reinstate the settlement agreement and continuing performing thereunder.

Hearing required.

Party Information

Debtor(s):

Eric Carl Faber

Represented By
Heather J Canning

Defendant(s):

Eric Carl Faber

Pro Se

Debra Donnelly Faber

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

CONT... Eric Carl Faber

Chapter 7

Joint Debtor(s):

Debra Donnelly Faber

Represented By
Heather J Canning

Movant(s):

Eric Carl Faber

Pro Se

Plaintiff(s):

Lisa Naimer

Represented By
Yi S Kim
James R Felton
Richard A Brownstein
Lane K Bogard
Vanessa M Haberbush

Joachim Naimer

Represented By
Yi S Kim
James R Felton
Richard A Brownstein
Lane K Bogard
Vanessa M Haberbush

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:19-01173 Krasnoff, Chapter 7 Trustee v. Sahni et al

#205.00 Defendant's Motion to Dismiss Adversary Proceeding and Complaint Against Sahni and Totalis Energy, LLC

Fr. 11-5-19

Docket 23

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/18/19 -- Court approved stipulation continuing hearing to December 10, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Tentative Ruling for December 10, 2019:

Grant in part and deny in part. Grant with leave to amend as to statute of limitations issue. Under the federal pleading standard, a plaintiff cannot merely claim that a tolling doctrine applies, rather the complaint will be dismissed if the complaint does not contain facts plausibly supporting all elements of the claimed doctrine. Although Trustee provides some information on this issue in paragraph 30, Trustee should provide more detail concerning his diligent pursuit of claims in this case and, in particular, should address why it took him 7 and a half months after his appointment to commence this action. Deny balance of relief sought. In light of the parties' disputes, the Court cannot summarily adjudicate that the trustee cannot prevail on the balance of the claims. (Court notes further that the trustee may proceed under section 502(d) even if a claim for an affirmative recovery would be time-barred.)

Party Information

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Defendant(s):

Ranbir S Sahni

Represented By
Leslie A Cohen

Totalis Energy, LLC

Represented By
Leslie A Cohen

Movant(s):

Ranbir S Sahni

Represented By
Leslie A Cohen
Leslie A Cohen

Totalis Energy, LLC

Represented By
Leslie A Cohen
Leslie A Cohen

Plaintiff(s):

Brad D. Krasnoff, Chapter 7 Trustee

Represented By
Aaron E de Leest

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:16-19896 Lite Solar Corp.

Chapter 7

Adv#: 2:19-01173 Krasnoff, Chapter 7 Trustee v. Sahni et al

#206.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
Complaint by Brad D. Krasnoff, Chapter 7 Trustee against Ranbir S Sahni, Totalis Energy, LLC.

Fr. 8-27-19, 10-1-19, 11-5-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

7/29/19 -- Court approved stipulation continuing deadline to respond to complaint to August 19, 2019 and continuing status conference to October 1, 2019 at 2:00 p.m. OFF CALENDAR FOR AUGUST 27, 2019.

8/19/19 -- Court approved stipulation continuing deadline to respond to complaint to September 18, 2019 and continuing status conference to November 5, 2019 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 1, 2019.

9/17/19 -- Court approved stipulation continuing deadline for defendant to respond to complaint to October 10, 2019.

10/18/19 -- Court approved stipulation continuing hearing to December 10, 2019 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 5, 2019.

Tentative Ruling for December 10, 2019:

Revisit status of case after conclusion of hearing on motion to dismiss.

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

CONT... Lite Solar Corp.

Chapter 7

Debtor(s):

Lite Solar Corp.

Represented By
Leslie A Cohen
Stephen A. Weaver

Defendant(s):

Ranbir S Sahni

Represented By
Leslie A Cohen

Totalis Energy, LLC

Represented By
Leslie A Cohen

Plaintiff(s):

Brad D. Krasnoff, Chapter 7 Trustee

Represented By
Aaron E de Leest

Trustee(s):

Brad D Krasnoff (TR)

Represented By
Eric P Israel
Aaron E de Leest

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01356 Carlsen v. BANK OF AMERICA, N.A et al

#207.00 Defendants Motion to Dismiss First Amended Complaint

Docket 13

Courtroom Deputy:

12/4/19 - Adam Barasch, (415)677-5533, has been approved for telephonic appearance on 12/10/19 @ 2pm

Tentative Ruling:

Pursuant to FRCP 15, a party may amend its pleading once as a matter of course under certain circumstances, but, after that, a party may only amend its pleading with either leave of court or the opposing party's consent. Ms. Carlson did not obtain either before filing her second amended complaint. Therefore, the filing of her second amended complaint is a legal nullity.

Grant motion to dismiss without leave to amend. Although this is a chapter 7 case and the trustee would ordinarily be the one to have standing to prosecute claims against the estate, the trustee has abandoned any interest in the underlying real property. As a result, the trustee would not be in a position to have standing to prosecute claims for wrongful foreclosure and the estate would not have any interest in, and would not benefit in any way or be affected in any conceivable way, by the outcome of this proceeding. Accordingly, the bankruptcy court lacks subject matter jurisdiction over this action and, even if the bankruptcy court had such jurisdiction, it would abstain from exercising this jurisdiction.

Court agrees that it appears that debtor has transferred away and released any interest that she would otherwise have had in this property, but, in light of the bankruptcy court's lack of subject matter jurisdiction over this action, the Court is not in a position to adjudicate this issue.

Party Information

Debtor(s):

Rachel Louise Carlsen

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen

Chapter 7

Defendant(s):

BANK OF AMERICA, N.A	Represented By Adam N Barasch
BANK OF AMERICA	Represented By Adam N Barasch
NATIONSTAR MORTGAGE, LLC	Represented By Adam N Barasch
DEUTSCHE BANK NATIONAL	Represented By Adam N Barasch
And DOES 1 through 10, Inclusive	Pro Se
All Persons Known and Unknown	Pro Se

Movant(s):

BANK OF AMERICA, N.A	Represented By Adam N Barasch Adam N Barasch
BANK OF AMERICA	Represented By Adam N Barasch
NATIONSTAR MORTGAGE, LLC	Represented By Adam N Barasch
DEUTSCHE BANK NATIONAL	Represented By Adam N Barasch

Plaintiff(s):

Rachel Louise Carlsen	Pro Se
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Trustee(s):

Carolyn A Dye (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01356 Carlsen v. BANK OF AMERICA, N.A et al

#208.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy ,21 (Validity, priority or extent of lien or other interest in property)) ,(72 (Injunctive relief - other)) Complaint by Rachel Louise Carlsen against Bank of America, N.A., fdba BAC Home Loan Servicing, LP LP and as successor in interest to Countrywide Home Loans Servicing, LP; Bank of America Corporation, as successor in interest to Countrywide Home Loan, Inc; Nationstar Mortgage, LLC, as servicer; Deutsche Bank National Trust Company, as trustee; And DOES 1 through 10, Inclusive; All Persons Known and Unknown Claiming an Interest in the Property)

fr. 11-19-19

Docket 1

Courtroom Deputy:

10/28/19 - First Amended Complaint filed

10/29/19 - Another Summons Issued

Tentative Ruling:

Has trustee abandoned any interest in debtor's claims in this action? If not, debtor lacks standing to prosecute this action as it is based on claims that arose prepetition. Court has been unable to locate anything on the docket that would reflect an abandonment by the trustee.

NOTE: Defendants have not filed answer to complaint and have withdrawn motion to dismiss. If court does not dismiss action sua sponte for lack of standing, at a minimum, court should continue status conference to a date after responses will be filed, if possible, to same date as hearing on motion to dismiss filed in related matter.

Tentative Ruling for December 10, 2019:

Take status conference off calendar due to grant of motion to dismiss without leave to amend.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 10, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen

Chapter 7

Party Information

Debtor(s):

Rachel Louise Carlsen Pro Se

Defendant(s):

And DOES 1 through 10, Inclusive Pro Se

All Persons Known and Unknown Pro Se

BANK OF AMERICA, N.A. Represented By
Adam N Barasch

BANK OF AMERICA Represented By
Adam N Barasch

NATIONSTAR MORTGAGE, LLC Represented By
Adam N Barasch

DEUTSCHE BANK NATIONAL Represented By
Adam N Barasch

Plaintiff(s):

Rachel Louise Carlsen Pro Se

Trustee(s):

Carolyn A Dye (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

10:00 AM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

#1.00 Trustee's Motion to Disgorge Expert's Retainer against Lloyd Dix in the amount of \$7500.00

Docket 165

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Order Lloyd Dix to refund expert witness retainer paid by trustee.

Party Information

Debtor(s):

Video Symphony Entertraining Inc

Represented By
Dean G Rallis Jr

Movant(s):

Richard K Diamond (TR)

Represented By
Michael G D'Alba
Howard Kollitz
Sonia Singh

Trustee(s):

Richard K Diamond (TR)

Represented By
Michael G D'Alba
Howard Kollitz
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#2.00 Frame LA Brands, LLC and Good American, LLC's. Motion for Entry of an Order Compelling the Debtor in Possession to Assume or Reject Executory Contracts or in the Alternative Grant Limited Relief from the Automatic Stay as to Termination Provisions

fr. 11-6-19

Docket 82

***** VACATED *** REASON: ADVANCED TO 12-03-19 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/24/19 -- Court approved stipulation continuing hearing to December 11, 2019 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 6, 2019.

11/20/19 -- Court granted ex parte application to advance hearing to December 3, 2019 at 10:00 a.m. OFF CALENDAR FOR DECEMBER 11, 2019.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

Movant(s):

Good American, LLC

Represented By
Jeffrey A Krieger

Frame LA Brands, LLC

Represented By
Jeffrey A Krieger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#3.00 Debtor's Motion to Extend Time To Assume Or Reject Non-Residential Real Property Leases

Docket 167

Courtroom Deputy:

12/03/19 - Ariella Simonds, (310) 407-4039 has been approved for telephonic appearance on 12/11/19 @ 10 AM

12/9/19 - Jessica Bogdanov, (818)827-9000, has been approved for telephonic appearance on 12/11/19 @ 10 AM

Tentative Ruling:

Grant motion. Extend time to assume or reject unexpired leases of nonresidential real property under which the debtor is lessor for a period of 60 days to February 25, 2020.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

Movant(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

10:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#3.10 Debtor's Motion For An Order:

(1) Approving Sale Of Substantially All Of The Debtor's Assets Free And Clear Of All Encumbrances;

(2) Approving Of The Debtor's Assumption And Assignment Of Unexpired Leases And Executory Contracts And Determining Cure Amounts And Approving Of The Debtor's Rejection Of Those Unexpired Leases And Executory Contracts Which Are Not Assumed And Assigned;

(3) Waiving The 14-Day Stay Periods Set Forth In Bankruptcy Rules 6004(h) And 6006(d)

(4) Granting Related Relief

fr. 11-20-19

Docket 115

Courtroom Deputy:

12/03/19 - Ariella Simonds, (310) 407-4039 has been approved for telephonic appearance on 12/11/19 @ 10 AM

12/9/19 - Jessica Bogdanov, (818)827-9000, has been approved for telephonic appearance on 12/11/19 @ 10 AM

Tentative Ruling:

11/13/19 -- At hearing held this date, Court agreed to conduct this hearing as a status conference on the sale. No auction will occur on this date. Auction will be continued to December 11, 2019 at 10:00 a.m.

Tentative Ruling for November 20, 2019:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

10:00 AM

CONT... West Coast Distribution, Inc.

Chapter 11

Has the debtor made any progress in its efforts to negotiate a consensual resolution of issues in this case?

Tentative Ruling for December 11, 2019:

Are there any qualified overbidders? Which of the issues interposed by the objections remains unresolved? Hearing required.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

Movant(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

10:00 AM

2:19-22194 Tensun 42 LLC

Chapter 7

#4.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Case has now been converted to chapter 7. Wesley Avery has been appointed chapter 7 trustee. If trustee appears, discuss with trustee issues that he is likely to encounter in this bankruptcy case. If trustee does not appear, take status conference off calendar in light of conversion of case.

Party Information

Debtor(s):

Tensun 42 LLC

Pro Se

Trustee(s):

Wesley H Avery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

10:00 AM

2:19-22339 Settlers Jerky Inc.

Chapter 11

#5.00 Scheduling and Case Management Conference in a Chapter 11 Case

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

10/24/19 -- Court granted motion for order setting bar date:
L/D to serve notice of bar date -- October 28, 2019
Bar date -- December 27, 2019

Tentative Ruling for December 11, 2019:

Is there any seasonality to the debtor's business? If so, what is it? What has to happen before the debtor will be in a position to file a plan and disclosure statement? Hearing required.

Party Information

Debtor(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

2:18-21313 Obediah Maria Aceves

Chapter 7

#100.00 Chapter 7 Trustee's Motion for Order :

(1) Authorizing Sale of Real Property Located at 1583 W. Swain Road, Stockton, California 95207 (APN 097-750-080-000); Free and Clear of Liens, Claims and Interests;

(2) Confirming Sale to Third Party or the Highest Bidder Appearing at the Hearing;

(3) Determining That Buyer is a Good Faith Purchaser;

(4) Authorizing the Trustee to Withhold and Remit Estimated State Income Taxes Resulting From the Sale, if any,

(5) Waiving the Fourteen (14) Day Stay Prescribed by Rule 6004(h) of the Federal Rules of Bankruptcy Procedure;

(6) Requiring Debtor to Vacate, Turn Over Possession of, and Remove Personal Property From the Property;

(7) Authorizing the United States Marshal and/or San Joaquin County Sheriff to Enforce any Turnover Order;

(8) Approving Agreement for Carve-out and Partial Release of Lien with United States

Docket 51

Courtroom Deputy:

12/9/19 - Rio Lara (Buyer's Broker), (209)981-4112, has been approved for telephonic appearance on 12/11/19 @ 11am

12/9/19 - Pat Holkevig (Trustee's Broker), (209)471-0285, has been approved for telephonic appearance on 12/11/19 @ 11am

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... Obediah Maria Aceves Chapter 7

12/9/19 - Randall Arnatt (The Buyer), (541)825-3412, has been approved for telephonic appearance on 12/11/19 @ 11am (if there is no overbidding taken place)

Tentative Ruling:

Grant motion. Approve sale to highest bidder.

Party Information

Debtor(s):

Obediah Maria Aceves

Represented By
Joy M Johnson

Movant(s):

Sam S Leslie (TR)

Represented By
Elissa Miller

Trustee(s):

Sam S Leslie (TR)

Represented By
Elissa Miller

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

2:18-21394 Lisa Frances Platt

Chapter 7

#101.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-28-18, 2-27-19, 5-1-19, 6-5-19, 9-11-19

Docket 1

*** VACATED *** REASON: 10/1/19 - CASE CONVERTED TO
CHAPTER 7.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for debtor to serve notice of bar date. Continue status conference for approximately 90 days.

12/10/18 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- December 7, 2018

Bar date -- January 31, 2019

Cont'd status conference -- February 27, 2019 at 11

L/D to file updated status report -- February 8, 2019

Hearing on motion to employ real estate broker -- December 19, 2018 at 10

Tentative Ruling for February 27, 2019:

According to the debtor's status report, after entry of an order granting relief from stay to Beverly Loan Company, "the more valuable pieces [of jewelry] have been redeemed." How was this accomplished? What was the source of the funds used to redeem the jewelry and how much did this cost? How was this transaction structured?

Has debtor signed declaration in support of case status report? Now that court has signed order employing real estate broker, when does the debtor believe that she will be in a position to file a motion for approval of the sale?

Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... Lisa Frances Platt

Chapter 7

4/10/19 -- Court entered order denying motion for relief from stay and directing US Trustee to appoint a chapter 11 trustee if debtor did not file either a motion to sell her real property or a motion for approval of refinancing by April 30, 2019. (If she does file such a motion, any party in interest that believes the motion is frivolous or otherwise lacking in merit may file and serve papers not later than May 6, 2019 explaining why it believes that the debtor should not be treated as having met the April 30, 2019 deadline and an ex parte application for appointment of a chapter 11 trustee, which the Court may resolve on the papers without further notice or opportunity for hearing.

Tentative Ruling for May 1, 2019:

Did debtor file either of the required motions by April 30, 2019? Hearing required.

Tentative Ruling for June 5, 2019:

Revisit status of case after conclusion of hearing on financing motion.

Tentative Ruling for September 11, 2019:

Debtor failed to close financing in a timely manner. Court denied request for an extension and appointed chapter 11 trustee.

What, if anything, has transpired since the trustee filed his status report on September 7, 2019?

OFF CALENDAR. CASE CONVERTED TO CHAPTER 7.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Douglas M Neistat
James R Felton

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... Lisa Frances Platt

Chapter 7

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

2:16-13852 East Coast Foods, Inc.

Chapter 11

#102.00 Post-Confirmation Case Management Conference in a Chapter 11 Case

fr 5-11-16, 6-7-16, 7-21-16, 7-27-16, 9-28-16, 10-18-16, 11-29-16, 12-7-16,
3-8-17, 6-14-17, 7-11-17, 7-26-17, 8-15-17, 10-18-17, 1-10-18, 2-14-18, 3-1-18,
6-7-18, 10-17-18, 2-6-19, 8-7-19, 9-11-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 1/8/2020 @ 11AM**

Courtroom Deputy:

12/03/19 - J. Alexandra Rhim , (818) 907-3135 has been approved for telephonic appearance on 12/11/19 @ 11 AM

Tentative Ruling:

Docket reflects service of notice of bar date, which is good, but where is the order actually establishing the bar date that is necessary in a chapter 11 case and that was expressly requested by the Court? When will the debtor be in a position to formulate a chapter 11 plan?

Has the debtor given any additional thought to retaining a responsible officer or other disinterested person?

Hearing required.

6/7/16 -- Court approved order setting following dates:

Bar date -- July 15, 2016

L/D to serve notice of bar date -- May 13, 2016

L/D to file plan -- September 30, 2016

Cont'd status conference -- June 7, 2016 at 3:00 p.m.

Tentative Ruling for July 21, 2016:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Where is the case status report that should have been filed by July 8, 2016?

7/20/16 -- At hearing held this date, Court heard status conference, as all parties were present and continued status conference to July 27, 2016 at 10:00 as a holding date (no status report required for this one status conference). Court will set further continued status conference at that time. OFF CALENDAR FOR JULY 21, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for July 27, 2016:

Continue case status conference to same date as a future hearing in this chapter 11 case, perhaps the date for the hearing on the examiner's report. Set deadline for filing of updated status report.

Tentative Ruling for September 28, 2016:

Discuss with parties disturbing report from examiner and failure to debtor to adequately address in its response many issues raised by the examiner, any one of which taken alone could be sufficient to warrant the appointment of a trustee.

Tentative Ruling for October 19, 2016:

What has transpired since the trustee was appointed? Where does the trustee see this case going? Hearing required.

11/28/16 -- Court approved stipulation continuing hearing to December 7, 2016 at 11:00 a.m. OFF CALENDAR FOR NOVEMBER 30, 2016. NO APPEARANCE REQUIRED. Hearing required.

Tentative Ruling for December 7, 2016:

What is the status of the trustee's administration of this case? Hearing required.

Tentative Ruling for March 8, 2017:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

The case status conference does not mention any investigation or analysis by the trustee of any possible substantive consolidation issues. Has the trustee commenced or concluded such an analysis? Does the trustee have a sense yet as to whether he is likely to proceed with a sale of the company as distinguished from an internal reorganization? Hearing required.

Tentative Ruling for June 14, 2017:

Continue case status conference to July 11, 2017 at 2:00 p.m. to be held concurrently with trustee's motion for summary judgment in the IP adversary proceeding. Trustee need not file new case status report in connection with that status conference.

APPEARANCES WAIVED ON JUNE 14, 2017.

Tentative Ruling for July 26, 2017:

Revisit status of case after conclusion of hearing on trustee's motion for summary judgment.

Tentative Ruling for August 16, 2017:

Court waived the requirement that the trustee file an updated status report in connection with this status conference and set this date as a holding date. Are there any upcoming hearings scheduled in this chapter 11 case?

Final Ruling for August 16, 2017:

Continue status conference to October 18, 2017 at 2:00 p.m. Updated status report should be served and filed not later than October 6, 2017.

Tentative Ruling for October 18, 2017:

Continue case status conference to January 10, 2018 at 2:00 p.m. Disclosure statement should be noticed for same date and time, provided it is filed and served not less than 42 days before this date. Waive requirement of

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc. Chapter 11

updated status report. APPEARANCES WAIVED ON OCTOBER 18, 2017.

1/9/18 -- Court approved stipulation continuing status conference to **February 14, 2018 at 11:00 a.m.** OFF CALENDAR FOR JANUARY 10, 2018.

Tentative Ruling for February 14, 2018:

Continue case status conference to March 1, 2018 at 10:00 a.m. to be heard concurrently with other matters on calendar at that date and time. OFF CALENDAR FOR FEBRUARY 14, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for June 6, 2018:

Revisit status of case after conclusion of hearing on plan confirmation.

Tentative Ruling for October 17, 2018:

Court has reviewed post-confirmation status report. Continue post-confirmation status conference to February 6, 2019 at 11:00 a.m. Plan Trustee should file and serve updated status report not later than January 25, 2019. APPEARANCES WAIVED ON OCTOBER 17, 2018.

Tentative Ruling for February 6, 2019:

Court has reviewed the trustee's status report and updated status report. Discuss with the parties' Mr. Hudson's decision to move the Pico location less than a mile away to a different location on La Brea.

Tentative Ruling for August 7, 2019:

Has Hudson made the second Shortfall Payment yet (\$975,000)? If not, continue status conference until shortly after deadline for cure of this default (August 10, 2019) to see whether default is cured.

What is the status of the dispute with regard to the La Brea Restaurant? The occurrence of another restricted transaction without the trustee's consent constitutes yet another event of default under the plan. (NOTE: There is no

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Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

meaningful distinction between closing the Pico location and driving it out of business, forcing it to close as unprofitable, by opening a new location less than a mile away on La Brea. No businessperson who was actually attempting to operate the Pico location profitably or to fulfill his obligations under the plan in good faith would do this.)

Hearing required.

Tentative Ruling for September 11, 2019:

Court has reviewed the plan trustee's status report. Continue case status conference to December 11, 2019 at 11:00 a.m. Plan trustee should file and serve updated status report not later than December 2, 2019.

Tentative Ruling for December 11, 2019:

Continue case status conference to January 8, 2020 at 11:00 a.m. so that it can be after the foreclosure sale scheduled for December 12, 2019. Plan trustee need not file an updated status report. Counsel for trustee can report orally at the January 8, 2020 conference. APPEARANCES WAIVED ON DECEMBER 11, 2019.

Party Information

Debtor(s):

East Coast Foods, Inc.

Represented By
Vahe Khojayan
Philip E Strok
Michael Jay Berger

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Zev Shechtman
Uzzi O Raanan ESQ
John N Tedford IV

Brian Weiss

Represented By
Robert S Marticello

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... East Coast Foods, Inc.

Chapter 11

Philip E Strok
Michael Simon
Timothy W Evanston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

2:17-21514 Union County Transport Inc.

Chapter 11

#103.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 11-15-17, 2-28-18, 5-16-18, 6-13-18,8-15-18, 12-12-18, 6-12-19

Docket 1

***** VACATED *** REASON: OFF CALENDAR. NO APPEARANCE
REQUIRED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Set deadline for filing chapter 11 plan.

11/20/17 -- Court signed scheduling order with following dates:

L/D to serve notice of bar date -- November 17, 2017

Bar date -- January 8, 2018

L/D to file updated status report -- February 16, 2018

Cont'd status conference -- February 28, 2018 at 11:00 a.m.

L/D to file plan and disclosure statement -- March 31, 2018

Tentative Ruling for February 28, 2018:

Court signed an order authorizing the employment of Jennifer Min Liu as accountant on December 5, 2017. Why has the debtor filed another motion to approve her employment? Is different relief being requested this time?

Hearing required.

Tentative Ruling for August 15, 2018:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for December 12, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... Union County Transport Inc.

Chapter 11

Court has reviewed debtor's post-confirmation status report. Continue case status conference to June 12, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 29, 2019. APPEARANCES WAIVED ON DECEMBER 12, 2018.

Tentative Ruling for June 12, 2019:

On the chart attached as Exhibit 1 to the status report, for the claim of Sergio Manuel Guevara on p. 8, there is an asterisk and a parenthetical that says "(See Comments). Where is the comment to which this notation refers? The court was unable to locate it.

Final Ruling for June 12, 2019:

Continue status conference to December 11, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than December 6, 2019. Hearing required.

Tentative Ruling for December 11, 2019:

OFF CALENDAR. CASE HAS BEEN CLOSED ON AN INTERIM BASIS. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Union County Transport Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

2:17-24801 Viken Manjikian

Chapter 11

#104.00 Post-Confirmation Case Management Conference in a Chapter 11 Case

fr. 1-24-18, 4-25-18, 6-27-18, 8-15-18, 8-29-18, 11-28-18, 2-6-19, 4-3-19,
9-11-19

Docket 1

***** VACATED *** REASON: 10/11/19 - FINAL DECREE ENTERED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for serving notice of bar date and bar date. Continue case status conference to a date after bar date. Set deadline for filing updated status report. Court will set deadline for filing plan and disclosure statement at continued status conference. Discuss with debtor what needs to happen before plan of reorganization can be filed.

1/26/18 -- Court signed scheduling order setting following dates:

L/D for serving notice of bar date -- January 31, 2018

Bar date -- March 16, 2018

Cont'd status conference -- April 25, 2018 at 11

L/D to file updated status report -- April 13, 2018

Tentative Ruling for April 25, 2018:

Court notes that the proposed compromise with Georges includes releases for the debtor's parents, Sarkis and Alice Manjikian. How can the debtor be relied upon to act in the best interest of creditors of his estate in connection with negotiations with his parents? Discuss with debtor possible structures for the handling of this negotiation. Set deadline for filing plan and disclosure statement.

Tentative Ruling for June 27, 2018:

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

CONT... Viken Manjikian

Chapter 11

What are the principal terms of the proposed compromise between the debtor and his parents and when will the debtor be in a position to bring a motion for approval of this compromise? Hearing required.

Tentative Ruling for August 15, 2018:

Continue case status conference to August 29, 2018 at 10:00 a.m. so that it may be heard concurrently with motion for approval of compromise. (No updated status report will be required for that status conference.)
APPEARANCES WAIVED ON AUGUST 15, 2018.

Tentative Ruling for August 29, 2018:

Revisit status of case after conclusion of hearing on approval of compromise.

9/4/18 -- Court approved scheduling order setting following dates:

Cont'd status conference -- November 28, 2018 at 2
L/D to file plan and disclosure statement -- October 10, 2018
Hearing on disclosure statement -- November 28, 2018 at 2

Tentative Ruling for November 28, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

1/25/19 -- Court continued status conference to date of continued confirmation hearing. OFF CALENDAR FOR FEBRUARY 6, 2019.

Tentative Ruling for April 3, 2019:

Revisit status of case after conclusion of hearing on plan confirmation.

Tentative Ruling for September 11, 2019:

Continue case status conference to December 11, 2019 at 11:00 a.m. to give court an opportunity to process debtor's motion for entry of a final decree. If case has not been closed by then, reorganized debtor should file updated status report by December 2, 2019. APPEARANCES WAIVED ON

**United States Bankruptcy Court
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Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

**CONT... Viken Manjikian
SEPTEMBER 11, 2019.**

Chapter 11

OFF CALENDAR. FINAL DECREE HAS BEEN ENTERED.

Party Information

Debtor(s):

Viken Manjikian

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 11, 2019

Hearing Room 1539

11:00 AM

2:19-23085 Youth Policy Institute, Inc.

Chapter 7

**#105.00 Trustee's Motion for Order Limiting Scope of Notice
[OST]**

Docket 20

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion, but copy of order granting motion should be served on all creditors and order should contain information about how to obtain courtesy electronic notices and how to add oneself to the request for special notice list.

Party Information

Debtor(s):

Youth Policy Institute, Inc.

Represented By
Kevin Meek

Movant(s):

Jason M Rund (TR)

Represented By
Keith Patrick Banner
Jeffrey A Krieger

Trustee(s):

Jason M Rund (TR)

Represented By
Keith Patrick Banner
Jeffrey A Krieger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

2:18-21394 Lisa Frances Platt

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 205 North Tigertail Road, Los Angeles, CA 90049

MOVANT: PLATINUM LOAN SERVICING, INC.

fr. 10-15-19

Docket 170

Courtroom Deputy:

12/03/19 - Lewis R. Landau , (888) 822-4340 has been approved for telephonic appearance on 12/17/19 @ 11 AM

Tentative Ruling:

Tentative Ruling for October 15, 2019:

Deny without prejudice. There is equity above and beyond all liens against the property and there is no evidence that the property is declining in value. The accrual of interest does not count as a decline in value.

Calculating equity for the purpose of section 362(d)(2)(A) is different from calculating equity for the purpose of adequate protection. In the context of adequate protection, the court takes closing costs into consideration. For the purpose of determining whether there is equity under section 362(d)(2)(A), equity need not be established.

Final Ruling for October 15, 2019:

Continue hearing to December 17, 2019 at 10:00 a.m. Grant relief from stay to the extent necessary to permit movant to renotice a sale. Trustee needs to appear at the continued hearing. Any opposition from the trustee must be filed and served by December 6, 2019.

**United States Bankruptcy Court
Central District of California
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Judge Sheri Bluebond, Presiding
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Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

CONT... Lisa Frances Platt

Chapter 7

Tentative Ruling for December 17, 2019:

Unfortunately, although the Court prepared the order for the prior hearing, it did not include provisions in that order notifying the trustee that oppositions will be due December 6. (Debtor filed a belated opposition on December 10, 2019.)

Trustee filed a status report on November 27, 2019 in which he reports that he will be preparing a notice of proposed abandonment. Debtor's opposition includes a new appraisal, but the mere fact that there may be an appraisal at a value that reflects the existence of equity in the property does not mean that there is a buyer out there who will actually pay this amount. The proof is in the pudding, so to speak, and the trustee has tried and failed to find a buyer for this property at an amount that would produce equity for the estate. As the trustee has not succeeded in this endeavor, grant motion for relief under section 362(d)(2).

NOTE: Now that case is in chapter 7, debtor does not have authority to refinance without the trustee's participation. Once relief from stay has been granted, if movant believes that proposed financing is real, lender can consent to a delay of foreclosure to permit financing to go through, if trustee is willing to participate or to abandon estate's interest in the property.

Party Information

Debtor(s):

Lisa Frances Platt

Represented By
Craig G Margulies

Movant(s):

Platinum Loan Servicing, Inc.

Represented By
Lewis R Landau

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

2:19-19312 Carlos L Ramos and Roxana E Marroquin De Ramos

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 TOYOTA HIGHLANDER, VIN # 5TDZARFH8KS045337

MOVANT: TOYOTA LEASE TRUST

Docket 15

Courtroom Deputy:

12/10/19 - Kirsten Martinez, (213)863-6071, has been approved for telephonic appearance on 12/17/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Carlos L Ramos

Represented By
Jesus L Zuniga

Joint Debtor(s):

Roxana E Marroquin De Ramos

Represented By
Jesus L Zuniga

Movant(s):

TOYOTA LEASE TRUST

Represented By
Kirsten Martinez

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

2:19-19312 Carlos L Ramos and Roxana E Marroquin De Ramos

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 TOYOTA SIENNA, VIN # 5TDKK3DC3DS323115

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 17

Courtroom Deputy:

12/10/19 - Kirsten Martinez, (213)863-6071, has been approved for telephonic appearance on 12/17/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Carlos L Ramos

Represented By
Jesus L Zuniga

Joint Debtor(s):

Roxana E Marroquin De Ramos

Represented By
Jesus L Zuniga

Movant(s):

Toyota Motor Credit Corporation

Represented By
Kirsten Martinez

Trustee(s):

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

2:19-20739 Jose Domingo Rodriguez

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2017 TOYOTA COROLLA, VIN # JTNKARJE9HJ523667

MOVANT: TOYOTA MOTOR CREDIT CORPORATION

Docket 12

Courtroom Deputy:

12/10/19 - Austin Nagel, (925)855-8080 has been approved for telephonic appearance on 12/17/19 @ 10am

12/10/19 - Kirsten Martinez, (213)863-6071, has been approved for telephonic appearance on 12/17/19 @ 10am

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Jose Domingo Rodriguez

Represented By
Gregory M Shanfeld

Movant(s):

Toyota Motor Credit Corporation,

Represented By
Austin P Nagel

Trustee(s):

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

2:19-23962 901 Strada, LLC

Chapter 11

#5.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Bedrosian et al. v. Hadid, et al. Docket Number: SC129388; Los Angeles Superior Court, Central District
[OST]

MOVANT: JOHN C. BEDROSIAN

Docket 14

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) and annulment for cause pursuant to Bankruptcy Code section 362(d)(1). Copy language from real property form order making relief from stay effective in any bankruptcy case filed by anyone owning an interest in the real property for a period of two years from entry of the order if order is recorded with county recorder's office.

If debtor believes that the state court was misguided and wants a stay of the relief ordered by the state court, it should appeal the state court's order and seek a stay pending appeal, where debtor would have to make the usual showing necessary to obtain injunctive relief -- likelihood of success on the merits, balancing of the hardships, public interest, etc. The bankruptcy court will not step into this hotly litigated matter involving public safety.

Rulings on Evidentiary Objections:

1. Overrule. The fact that a witness may have testified in a contrary manner in a deposition or may have bias doesn't make his testimony inadmissible. These are matters that can be raised by way of impeachment.
2. Overrule. Court is satisfied that declaration outlines witnesses qualifications sufficiently.
3. Overrule. (NOTE: In the context of a motion for relief, the court will not be making factual findings as to any disputed issues of material fact in this case; the undisputed facts of this case are sufficient for this court to conclude that the parties' respective disputes should be litigated in state court, not in bankruptcy court and that debtor should only be entitled to injunctive relief if it can satisfy the usual three-pronged standard to obtain an injunction.) The court rules on motions for relief from stay based on evidence contained in declarations. The fact that movants supplied a declaration identifying this declaration does not make it

**United States Bankruptcy Court
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Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

CONT... 901 Strada, LLC

Chapter 11

inadmissible: the court would have accepted the declaration on its own without any authenticating declaration.

4. Court is not able to locate the exhibit to which this objection refers.

5. See ruling on objection no. 4.

6. Overrule. The declaration itself contains sufficient information to provide a foundation and describes the investigation that he conducted as a part of his job duties. It is appropriate for a report of an investigation to contain hearsay. Again, the court is not making a factual finding in this context as to whether the investigator's conclusions are factually correct.

7-10. Overrule.

Deny motion to strike.

Party Information

Debtor(s):

901 Strada, LLC

Represented By
Bruce D Rudman

Movant(s):

Joseph Horacek

Represented By
Steven J. Katzman
Ali Matin

Beatriz Horacek

Represented By
Steven J. Katzman
Ali Matin

Judith Bedrosian

Represented By
Steven J. Katzman
Ali Matin

John C. Bedrosian

Represented By
Steven J. Katzman
Ali Matin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

2:19-23962 901 Strada, LLC

Chapter 11

#6.00 John Bedrosian, Judith Bedrosian, Beatriz Horacek & Joseph Horacek's Motion to Dismiss Chapter 11 Case
[OST]

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Bankruptcy case was filed for the sole purpose of preventing the enforcement of the state court order that the structure be demolished. Debtor has no ability to reorganize or even to sell the property in its present condition and debtor's principal will not be permitted to manage the debtor as a debtor in possession. After extended litigation on the issue, the state court has determined that the structure is a nuisance and presents an immediate and unreasonable threat to public safety and must be demolished. Debtor cannot be permitted to use the bankruptcy code to prevent this result.

Grant motion. Dismiss case with 180-day bar to refile.

Party Information

Debtor(s):

901 Strada, LLC

Represented By
Bruce D Rudman

Movant(s):

Joseph Horacek

Represented By
Steven J. Katzman
Ali Matin

Beatriz Horacek

Represented By
Steven J. Katzman
Ali Matin

Judith Bedrosian

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

10:00 AM

CONT... 901 Strada, LLC

Chapter 11

Steven J. Katzman
Ali Matin

John C. Bedrosian

Represented By
Steven J. Katzman
Ali Matin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:17-18256 Green-Light International, LLC

Chapter 7

Adv#: 2:19-01183 DYE v. Burgee & Abramoff, P.C. et al

#200.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy), Complaint by CAROLYN A DYE against Burgee & Abramoff, P.C., John Burgee, Robert Abramoff, Lanius Law & Associates, P.C., Joseph Lanius

fr. 8-27-19, 11-19-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 2/11/20 @ 2PM**

Courtroom Deputy:

12/9/19 - Steven Berman, (813)227-2332, has been approved for telephonic appearance on 12/17/19 @ 2pm

Tentative Ruling:

Tentative Ruling for August 27, 2019:

If defendants have filed motion to dismiss, continue status conference to date of hearing on motion as a holding date. If defendants have filed answer to complaint, both parties have indicated a willingness to attend mediation. Discuss with parties the timing of mediation.

Tentative Ruling for November 19, 2019:

Parties report that they have scheduled a mediation for December 2, 2019 with Meredith Jury. Continue status conference to December 17, 2019 at 2:00 p.m. (Parties need not file a new status report prior to that status conference.) APPEARANCES WAIVED ON NOVEMBER 19, 2019.

Tentative Ruling for December 17, 2019:

Did the parties participate in a mediation before Meredith Jury? If so, was a settlement reached? Hearing required.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Green-Light International, LLC

Chapter 7

12/16/19 -- Court approved stipulation continuing hearing to February 11,
2020 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 17, 2019.

Party Information

Debtor(s):

Green-Light International, LLC

Represented By
David S Hagen

Defendant(s):

Burgee & Abramoff, P.C.

Represented By
Amy L Goldman
Lovee D Sarenas

John Burgee

Represented By
Amy L Goldman
Lovee D Sarenas

Robert Abramoff

Represented By
Amy L Goldman
Lovee D Sarenas

Lanius Law & Associates, P.C.

Represented By
Stella A Havkin

Joseph Lanius

Represented By
Stella A Havkin

Plaintiff(s):

CAROLYN A DYE

Represented By
Steven M Berman

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:17-18256 Green-Light International, LLC

Chapter 7

Adv#: 2:19-01184 DYE v. de Gallegos et al

#201.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))),(13 (Recovery of money/property - 548 fraudulent transfer)),(13 (Recovery of money/property - 548 fraudulent transfer))
Complaint by Carolyn Dye against Jeffrey Norman Elliott, Max Charles Moore II, Christian de Gallegos

fr. 8-27-19, 11-19-19

Docket 1

***** VACATED *** REASON: CONT'D TO 2/11/2020 @ 2PM**

Courtroom Deputy:

12/9/19 - Steven Berman, (813)227-2332, has been approved for telephonic appearance on 12/17/19 @ 2pm

Tentative Ruling:

Tentative Ruling for August 27, 2019:

Both parties have indicated a willingness to attend mediation. Discuss with parties the timing of mediation.

Tentative Ruling for November 19, 2019:

Parties report that they have scheduled a mediation for December 9, 2019 with Meredith Jury. Continue status conference to December 17, 2019 at 2:00 p.m. (Parties need not file a new status report prior to that status conference.) APPEARANCES WAIVED ON NOVEMBER 19, 2019.

Tentative Ruling for December 17, 2019:

Did the parties participate in a mediation before Meredith Jury? If so, was a settlement reached? Hearing required.

12/13/19 -- Court approved stipulation continuing hearing to February 11, 2020 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 17, 2019.

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Green-Light International, LLC

Chapter 7

Party Information

Debtor(s):

Green-Light International, LLC

Represented By
David S Hagen

Defendant(s):

Christian de Gallegos

Represented By
Paul A Beck

Jeffrey Norman Elliott

Represented By
Jeffrey S Shinbrot

Max Charles Moore II

Represented By
Jonathan M. Saffer

Plaintiff(s):

CAROLYN A DYE

Represented By
Steven M Berman

Trustee(s):

Carolyn A Dye (TR)

Represented By
Steven M Berman

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:18-17143 Gilberto Arambula, Jr.

Chapter 7

Adv#: 2:18-01291 Avery v. Jimenez et al

#202.00 Status Conference re: 14 (Recovery of money/property - other),(72 (Injunctive relief - other)) Complaint by Wesley H. Avery against Maria Jimenez

fr. 11-27-18, 1-8-19, 3-5-19, 4-16-19, 7-30-19, 9-17-19

Docket 1

Courtroom Deputy:

10/22/18 - Amended complaint filed.
10/25/18 - Another Summons issued
4/30/19 - Second Amended complaint filed.

12/17/19 - David Goodrich, (714)966-1000, has been approved for telephonic appearance on 12/17/19 @ 2pm

Tentative Ruling:

Continue status conference approximately 90 days. Order parties to complete a day of mediation prior to date of continued status conference.

9/18/19 -- Court approved scheduling order with following dates:

Cont'd status conference -- December 17, 2019 at 2:00
L/D to file joint status report -- December 3, 2019
L/D to complete a day of mediation -- December 17, 2019
L/D to lodge order appointing mediators -- September 30, 2019

10/1/19 -- Court approved order extending deadline to lodge order appointing mediators to October 31, 2019.

11/4/19 -- Court approved order appointing mediators.

Tentative Ruling for December 17, 2019:

Set discovery cutoff for March or April 2020 and continued status conference for approximately 90 days.

**United States Bankruptcy Court
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Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Gilberto Arambula, Jr.

Chapter 7

Party Information

Debtor(s):

Gilberto Arambula Jr.

Represented By
Michael H Colmenares

Defendant(s):

Maria Jimenez

Pro Se

Armando Jimenez

Represented By
David Jacob

Sully Mariela Jimenez

Pro Se

Gilberto JR. Arambula

Pro Se

Joint Debtor(s):

Sully Mariela Jimenez

Represented By
Michael H Colmenares

Plaintiff(s):

Wesley H Avery

Represented By
David M Goodrich

Trustee(s):

Wesley H Avery (TR)

Represented By
David M Goodrich

**United States Bankruptcy Court
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Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:18-17946 Manuel Rene Servin

Chapter 7

Adv#: 2:18-01436 KURTZ v. Sandoval et al

#203.00 Status Conference re: 14 (Recovery of money/property - other),(13 (Recovery of money/property - 548 fraudulent transfer)),(11 (Recovery of money/property - 542 turnover of property)) Complaint by Heide Kurtz, against Felix R. Sandoval, Juan Sandoval, Manuel Rene Servin, Brenda Marisela Servin.

fr. 2-12-19, 5-7-19

Docket 1

***** VACATED *** REASON: 8/1/19 - ADV. DISMISSED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set deadline for plaintiff to file motion for default judgment. Continue status conference to coincide with hearing on default judgment motion.

4/15/19 -- Court approved stipulation setting aside defaults entered against Felix Sandoval, Juan Sandoval, Brenda Servin, Manuel Servin. Responses are due 14 days after entry of order.

Tentative Ruling for May 7, 2019:

There was a deadline for filing answers. Rather than filing answers, defendants submitted settlement offers, but it appears that those offers have not yet been accepted. Court does not want to keep setting new deadlines for the filing of answers. Unless there is a settlement in principle, defendants should file answers.

6/3/19 -- Court approved settlement that provides for payments over a 12 month period.

OFF CALENDAR. ACTION DISMISSED.

Party Information

Debtor(s):

Manuel Rene Servin

Pro Se

Defendant(s):

Felix R. Sandoval

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Manuel Rene Servin

Chapter 7

Eric A Mitnick

Juan Sandoval

Pro Se

Manuel Rene Servin

Pro Se

Brenda Marisela Servin

Pro Se

Joint Debtor(s):

Brenda Marisela Servin

Pro Se

Plaintiff(s):

HEIDE KURTZ

Represented By
Carmela Pagay

Trustee(s):

Heide Kurtz (TR)

Represented By
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:18-24340 Seda Bederian

Chapter 7

Adv#: 2:19-01190 Dye v. Bederian

#204.00 Status Conference re: 13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Carolyn A. Dye against Rafi Bederian

fr. 8-27-19

Docket 1

***** VACATED *** REASON: 11/14/19 - VOL. DISMISSAL OF ADV**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Enter order directing defendant to file and serve response to complaint not later than October 2, 2019. If defendant appears, explain to defendant importance of complying with court's local rules concerning the conduct of adversary proceeding. If defendant fails to appear, include in foregoing order sanctions of \$150 on defendant for failing to appear at status conference and failing to participate in preparation of joint status report.

8/28/19 -- Court approved scheduling order with following dates:

L/D for Bederian to file response to complaint -- October 2, 2019

Cont'd status conference -- December 17, 2019 at 2

L/D to file joint status report -- December 3, 2019

11/4/19 -- Court approved compromise that contemplated lump sum payment and dismissal within 5 days after payment.

OFF CALENDAR. ACTION DISMISSED.

Party Information

Debtor(s):

Seda Bederian

Represented By
Aris Artounians

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Seda Bederian

Chapter 7

Christian T Kim

Defendant(s):

Rafi Bederian

Pro Se

Plaintiff(s):

Carolyn A. Dye

Represented By
Christian T Kim
James A Dumas Jr

Trustee(s):

Carolyn A Dye (TR)

Represented By
Christian T Kim
James A Dumas Jr

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01155 Avery v. Anten

#205.00 Plaintiff's Motion for Default Judgment against Mark Anten

fr. 11-5-19

Docket 13

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for November 5, 2019:

What were the transfers for? Was there an existing loan obligation on the company's books and records? Was this a transfer to a creditor on account of an antecedent debt? Hearing required.

Final Ruling for November 5, 2019:

Continue hearing to December 17, 2019 at 2:00 p.m. Plaintiff should file and serve supplemental declaration by November 26, 2019. If defendant would like to have default set aside, defendant must file and serve motion to set aside default not later than November 26, 2019 and set the hearing on the motion for December 17, 2019. Oppositions to any motion to set aside should be filed and served by 7 December 3, 2019. Any response to plaintiff's supplemental declaration should be filed and served by December 3, 2019.

Tentative Ruling for December 17, 2019:

Supplemental declaration provides the missing information. Grant motion. Enter judgment for trustee for \$170,100 pursuant to section 547(b).

Party Information

Debtor(s):

Premiere Medical Management

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Premiere Medical Management Group, LLC
David L Oberg

Chapter 7

Defendant(s):

Mark Anten

Pro Se

Movant(s):

Wesley H. Avery

Represented By
Daniel R Lahana

Plaintiff(s):

Wesley H. Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01155 Avery v. Anten

#205.10 Defendant's Motion to Set Aside Default

Docket 19

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Deny motion. Defendant appeared at the status conferences in July and in November. He never states that he didn't receive the complaint that was sent by first class mail to the P.O. Box to which it was mailed or that this was not a valid address for him. He merely asserts that he has never lived in/at that P.O. Box. Defendant knew about this complaint since before the July 30, 2019 status conference and never claimed there was a service issue until November 5, 2019. Defendant has had more than ample opportunity to respond to the complaint or to file an earlier motion to set aside the default and does not provide any details to support his contention that he has meritorious defenses.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Mark Anten

Pro Se

Movant(s):

Mark Anten

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
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Hearing Room 1539

2:00 PM

CONT... Premiere Medical Management Group, LLC

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

Adv#: 2:19-01155 Avery v. Anten

#206.00 Status Conference re: 12 (Recovery of money/property - 547 preference),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) Complaint by Wesley H. Avery against Mark Anten
fr. 7-30-19, 11-5-19

Docket 1

Courtroom Deputy:

7/18/19 - Default entered against Mark Anten

Tentative Ruling:

If Court grants motion for default judgment, take status conference off calendar. If Court grants motion to vacate default, set new deadline for filing of response to complaint.

Party Information

Debtor(s):

Premiere Medical Management

Represented By
David L Oberg

Defendant(s):

Mark Anten

Pro Se

Plaintiff(s):

Wesley H. Avery

Represented By
Daniel R Lahana

Trustee(s):

Wesley H Avery (TR)

Represented By
Daniel R Lahana

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01201 Guirguis et al v. Carlsen et al

#207.00 Defendant's Mark Guirguis, Aimee Gibbs and Guirguis & Gibbs, Inc.'s Motion to Dismiss Duplicative Cross-Complaint of Rachel Carlsen;

Docket 24

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court agrees that it would not be efficient to have two separate adversary proceedings pending with regard to the same claims; however, any claims that the debtor may assert against plaintiffs, if valid, could serve as offsets against any liability that she may have in this nondischargeability action. The real issue, from the court's perspective is whether there is any reason for the removed action to be litigated at all. The mere fact that claims were first raised in that action is not dispositive. The court may exercise its discretion to dismiss the earlier claims and retain the later ones if that would further the interests of judicial economy.

Discuss with parties whether there are any claims remaining in the removed action that are appropriately before this court that are not already pleaded in this action. Any order dismissing the removed action should clarify that it is being dismissed because it is duplicative of this action and that any claims pleaded in this action should relate back to the filing of the removed action for statute of limitations purposes.

Hearing required.

Party Information

Debtor(s):

Rachel Louise Carlsen

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen

Chapter 7

Defendant(s):

Rachel Louise Carlsen Pro Se

Movant(s):

Mark Guirguis Represented By
Candice Candice Bryner

Aimee Gibbs Represented By
Candice Candice Bryner
Candice Candice Bryner
Candice Candice Bryner

Mark Guirguis Represented By
Candice Candice Bryner

Guirguis & Gibbs Represented By
Candice Candice Bryner

Plaintiff(s):

Mark Guirguis Represented By
Candice Candice Bryner

Tyler Fred Represented By
Candice Candice Bryner

Trustee(s):

Carolyn A Dye (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01201 Guirguis et al v. Carlsen et al

#208.00 Status Conference re: 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))Complaint by Mark Guirguis against Rachel Louise Carlsen

fr. 8-27-19, 11-19-19

Docket 1

Courtroom Deputy:

7/28/19 - Amended complaint filed
7/31/19 - Another summons issued
8/30/19 - Cross Complaint filed

Tentative Ruling:

Tentative Ruling for August 27, 2019:

Defendant's answer is not due until August 30, 2019. Parties have indicated a willingness to go to mediation. Discuss timing of mediation with parties.

11/5/19 -- Court approved stipulation abandoning any interest estate may have in cross complaint filed by debtor.

11/12/19 -- At hearing held this date, court dismissed all counterclaims against anyone other than plaintiffs without leave to amend.

Tentative Ruling for November 19, 2019:

Plaintiffs have filed motion to dismiss cross-complaint. Court would like to continue status conference to date of hearing on that motion, but did plaintiffs ever properly notice the hearing on that motion? Hearing required.

Tentative Ruling for December 17, 2019:

Revisit status of action after conclusion of related matters on calendar.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Rachel Louise Carlsen

Chapter 7

Party Information

Debtor(s):

Rachel Louise Carlsen	Pro Se
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Defendant(s):

Rachel Louise Carlsen	Pro Se
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Plaintiff(s):

Mark Guirguis	Represented By Candice Candice Bryner
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Tyler Fred	Represented By Candice Candice Bryner
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Trustee(s):

Carolyn A Dye (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:19-14578 Rachel Louise Carlsen

Chapter 7

Adv#: 2:19-01240 Guirguis v. Carlsen et al

#209.00 Status Conference re: Notice of Removal of Lawsuit Pending in State Court to Bankruptcy Court

fr. 10-1-19, 11-19-19

Docket 1

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for October 1, 2019:

This action, although removed, remains stayed. Is there any separate existence to the nondebtor defendants? If not, in light of the fact that a nondischargeability action has been filed, is there any reason to maintain a separate action here? The case is in chapter 7. Plaintiff can simply file a proof of claim (if there are any assets in the estate) for any claims that are dischargeable.

Hearing required.

Final Ruling for October 1, 2019:

Continue status conference to November 19, 2019 at 2:00 p.m. Requirement that status report be filed is waived.

11/5/19 -- Court approved stipulation in which trustee abandoned any interest in complaint and cross-complaint.

Tentative Ruling for November 19, 2019:

Why do we need this action at all? Any claims against debtor that are dischargeable should be pursued through the filing of a proof of claim. Any

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2:00 PM

CONT...

Rachel Louise Carlsen

Chapter 7

claims against debtor that may be nondischargeable should be prosecuted in the nondischargeability action. Any counterclaims or cross-claims asserted by the debtor should only be litigated in bankruptcy court to the extent that they constitute setoffs to the claims raised against her in the dischargeability action. Bankruptcy court lacks jurisdiction over any other claims asserted by the debtor, as trustee has abandoned any interest in them. Discuss with parties whether nondischargeable claims against debtor have already been pleaded in 523 action or whether that action needs to be amended by plaintiffs to assert any other nondischargeable claims.

NOTE: Parties have both asked that matter be sent to mediation. Continue status conference approximately 90 days and direct parties to complete a day of mediation prior to date of continued status conference.

Tentative Ruling for December 17, 2019:

See tentative ruling for matter no. 207.

Party Information

Debtor(s):

Rachel Louise Carlsen	Pro Se
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Defendant(s):

Rachel L Carlsen	Pro Se
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Carlsen Financial, Inc.	Pro Se
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Carlsen Financial, LLP	Pro Se
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Plaintiff(s):

Mark Guirguis	Represented By Candice Bryner Candice Candice Bryner
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Trustee(s):

Carolyn A Dye (TR)	Pro Se
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**United States Bankruptcy Court
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

2:15-14744 Video Symphony Entertraining Inc

Chapter 7

Adv#: 2:16-01294 Diamond, Chapter 7 Trustee, Plaintiff v. Flanagan et al

#210.00 Trustee's Motion to Extend Discovery to Accommodate Anticipated Replacement Expert Witness

Docket 314

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Continue dates as follows:

1. date to designate expert witnesses and exchange expert reports: March 30, 2020;
2. date to conduct expert witness discovery, including the deposition of expert witnesses: May 29, 2020;
3. status conference: April 14, 2020 at 2:00 p.m.;
4. last day to complete one day of mediation: April 13, 2019
5. date to complete non-expert fact discovery, including discovery related to the valuation issues: March 30, 2020.

Party Information

Debtor(s):

Video Symphony Entertraining Inc	Represented By Dean G Rallis Jr
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Defendant(s):

Michael Gerard Flanagan	Represented By Samuel Price
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Michael Gerard Flanagan, as trustee	Represented By Samuel Price
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Alice Yick Flanagan, as trustee of	Represented By Samuel Price
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Video Symphony, LLC	Represented By
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**United States Bankruptcy Court
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Tuesday, December 17, 2019

Hearing Room 1539

2:00 PM

CONT... Video Symphony Entertraining Inc

Chapter 7

Samuel Price

Movant(s):

Richard K. Diamond, Chapter 7

Represented By
Michael G D'Alba
Howard Kollitz
Walter K Oetzell

Plaintiff(s):

Richard K. Diamond, Chapter 7

Represented By
Michael G D'Alba
Howard Kollitz
Walter K Oetzell

Trustee(s):

Richard K Diamond (TR)

Represented By
Michael G D'Alba
Howard Kollitz
Sonia Singh

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:18-11855 Onebada, Inc

Chapter 7

#1.00 Trustee's Motion to Disallow Claim of State Compensation Insurance Fund
fr. 11-6-19

Docket 261

Courtroom Deputy:

12/16/19 - Virginia O. Hoyt , (925) 416-7405 has been approved for telephonic appearance on 12/18/19 @ 11 AM

Tentative Ruling:

Tentative Ruling for November 6, 2019:

Did the trustee avail himself of the workers' compensation insurance? Were any claims filed? Did the trustee operate the business from April 9, 2018 through the closing of the sale? Did the trustee refrain from purchasing workers' compensation insurance because there was already coverage in place?

Hearing required.

Final Ruling for November 6, 2019:

This was the workers compensation insurance that the trustee used. Trustee believes the premiums were paid. Continue hearing to December 18, 2019 at 11:00 a.m. to permit trustee determine what premiums should have been paid and what was actually paid. Trustee should serve and file supplemental declaration by November 27, 2019. Any supplemental opposition should be filed by December 11, 2019.

Tentative Ruling for December 18, 2019:

Deny motion to strike. Court understands that workers compensation insurers routinely do an audit to determine how the premiums paid based on estimated wages compare to the premiums due on the actual wages, but the

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Wednesday, December 18, 2019

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11:00 AM

CONT... **Onebada, Inc**

Chapter 7

magnitude of the difference between the resulting premiums and the estimated premiums leaves the court with questions as to the manner in which the claimant conducted its audit. It appears from the attachments that the audit included both the restaurant operated by Onebada and that operated by RH BBQ. Sustain objection to the extent that calculations include any premiums attributable to employees of a different debtor or wages attributable to periods after the sale of the restaurant closed.

Hearing required.

Party Information

Debtor(s):

Onebada, Inc

Represented By
Jaenam J Coe

Trustee(s):

Timothy Yoo (TR)

Represented By
Monica Y Kim
Juliet Y Oh
Carmela Pagay

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:19-22932 Yumi Choe

Chapter 7

#2.00 Debtor's Motion For Order Granting Debtor Yumi Choe Relief From The Requirements of 11 U. S.C. § 109(h)(1), 1328(g)(1) And Authorizing Debtors Next Friend To Appear At The 341(A) Hearing

Docket 8

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Papers filed do not contain anything that demonstrates to the court's satisfaction that the debtor actually knows or understands what is going on and that she has consented to a bankruptcy filing on her behalf. (Debtor's mother has not obtained an order appointing herself as conservator so debtor is still the decisionmaker.) There was no admissible evidence of the debtor's condition and, even after the supplemental papers were filed, there is at most an unsworn letter from a nurse practitioner, not a declaration under penalty of perjury from a doctor. The giving of a power of attorney may permit the debtor's mother to act on her behalf with regard to property, but it is insufficient to enable the debtor's mother to file a bankruptcy on the debtor's behalf (moreover, no copy of the power of attorney was provided).

Hearing required.

Party Information

Debtor(s):

Yumi Choe

Represented By
Andrew S Cho

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:18-20076 Matthew Edward Wiltsey

Chapter 7

#3.00 Trustee's Notice of Intention to Abandon Assets

fr. 12-4-19

Docket 146

*** VACATED *** REASON: CONT'D. TO 1/8/20 @ 10AM

Courtroom Deputy:

12/17/19 - Carl Mueller, (424)322-0221, has been approved for telephonic appearance on 12/18/19 @ 11am

Tentative Ruling:

11/26/19 -- Court approved stipulation continuing hearing to December 18, 2019 at 11:00 a.m. OFF CALENDAR FOR DECEMBER 4, 2019.

Tentative Ruling for December 18, 2019:

The trustee cannot abandon property to anyone other than the debtor. Abandonment simply results in the estate's giving up any interest that it would otherwise have in the property and leaving any other parties claiming an interest therein to take whatever steps they would otherwise take under applicable nonbankruptcy law to protect their asserted interests in the property.

Court is prepared to defer to the trustee's business judgment that the property and claims in question are of inconsequential value to the estate and are burdensome. Although it might have made sense to require the trustee to retain whatever interest the estate had in these items of property if someone else was prepared to bear the expense of litigating the avoidance action and not pass this expense along to the estate, but no one has made an offer to do this or to purchase the property at a price that would produce equity for the estate. (Stated differently, in the trustee's view, even if the relevant transfers were avoided, once the senior lien and closing costs were taken into account, the asset is unlikely to produce value for the estate.)

Overrule objections. Grant motion. Authorize trustee to abandon assets.

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Hearing Room 1539

11:00 AM

CONT... Matthew Edward Wiltsey

Chapter 7

12/17/19 -- Court approved stipulation continuing hearing to January 8, 2020
at 10:00 a.m. OFF CALENDAR FOR DECEMBER 18, 2019.

Party Information

Debtor(s):

Matthew Edward Wiltsey

Pro Se

Trustee(s):

Sam S Leslie (TR)

Represented By
Lynda T Bui
Rika Kido

**United States Bankruptcy Court
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Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:14-21184 Tower General Contractors

Chapter 11

#4.00 Status Conference re: Objection to Claim Number 41 by Claimant Pasadena Hospital Association, LTD., dba Huntington Hospital

fr. 4-15-15, 5-11-16, 11-9-16, 5-24-17, 1-10-18, 7-18-18, 3-20-19

Docket 174

***** VACATED *** REASON: CONT'D. TO 3/18/20 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Relief from stay has already been granted to permit the parties to resolve their respective disputes in state court. Continue hearing on claim objection along with case status conferences as parties move forward with state court litigation.

5/9/16 -- Court approved stipulation continuing hearing to November 9, 2016 at 11:00 a.m. OFF CALENDAR FOR MAY 11, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for November 9, 2016:

Continue status conference on objection and case status conference to May 24, 2017 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 15, 2017. Appearances waived on November 9, 2016.

Tentative Ruling for May 24, 2017:

Court did not receive service copy of status report (which was due on May 15, but filed on May 18, 2017). Perhaps that is because it was addressed to the bin outside of Suite 1482, which does not exist anymore. Judge Bluebond is now in Suite 1534.

Counsel for the reorganized debtor states on page 3, at lines 21-22 of the report, "Trial is set for September 11, 2017, the trial is not expected to be

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11:00 AM

CONT... Tower General Contractors

Chapter 11

continued." Yet attached to the status report is a copy of a stipulation to amend the case management order in which the parties request that the trial date be continued from September 11, 2017 to January 29, 2018 at 9:00 a.m. Perhaps counsel is trying to say that he does not believe the state court will grant the parties' mutual request for a continuance of the trial date?

Court is now confused. When do the parties actually anticipate that trial of the state court action is likely to occur? Hearing required.

Final Ruling for May 24, 2017:

Continue status conference to January 10, 2018 at 11:00 a.m.

Tentative Ruling for January 10, 2018:

Court has reviewed the reorganized debtor's status report. Continue status conference to July 18, 2018 at 11:00 a.m. APPEARANCES WAIVED ON JANUARY 10, 2018.

4/18/18 -- Court approved compromise concerning reduction of \$150,000 to Hospital's claim.

Tentative Ruling for July 18, 2018:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 20, 2019 at 11:00 a.m. APPEARANCES WAIVED ON JULY 18, 2018.

Tentative Ruling for March 20, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to December 18, 2019 at 11:00 a.m. APPEARANCES WAIVED ON MARCH 20, 2019.

Tentative Ruling for December 18, 2019:

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11:00 AM

CONT... Tower General Contractors

Chapter 11

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 18, 2020 at 11:00 a.m. APPEARANCES WAIVED ON DECEMBER 18, 2019.

Party Information

Debtor(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

Movant(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

**United States Bankruptcy Court
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Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:14-21184 Tower General Contractors

Chapter 11

#5.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 7-30-14, 8-20-14, 11-19-14, 1-21-15, 4-15-15, 10-14-15, 4-13-16, 11-9-16,
5-24-17, 1-10-18, 7-18-18, 3-20-19

Docket 1

***** VACATED *** REASON: CONT'D. TO 3/18/20 @ 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

6/18/14 -- At hearing held this date, Court continued case status conference to August 20, 2014 at 11:00 a.m. Debtor should file status report not later than August 6, 2014. OFF CALENDAR FOR JULY 30, 2014. NO APPEARANCE REQUIRED.

Tentative Ruling for August 20, 2014:

Debtor has withdrawn its request for authority to use cash collateral. If debtor has no ongoing operations and will not have any employees, should this case be converted to chapter 7? Hearing required.

8/26/14 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- September 1, 2014

Bar date -- November 30, 2014

Cont'd status conference -- November 19, 2014 at 11:00

L/D to file updated status report -- November 10, 2014

Tentative Ruling for November 19, 2014:

Set deadline for filing plan and continue case status conference to date that can serve as hearing on disclosure statement.

11/25/14 -- Court signed order setting following dates:

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Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

CONT... Tower General Contractors

Chapter 11

L/D to file plan and disclosure statement -- December 15, 2014
Hearing on disclosure statement -- January 21, 2015 at 2:00 p.m.
Cont'd status conference -- January 21, 2015 at 2:00 p.m.

Tentative Ruling for January 21, 2015:

If court approves disclosure statement, continue status conference to date of confirmation hearing. If court continues hearing on disclosure statement, continue case status conference to same date.

Tentative Ruling for April 15, 2015:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for October 14, 2015:

Court has reviewed reorganized debtor's status report. Continue status conference to April 13, 2016 at 11:00 a.m. Reorganized debtor should file updated status report not later than April 4, 2015.

Tentative Ruling for April 13, 2016:

Court has reviewed reorganized debtor's status report. Continue status conference to November 9, 2016 at 11:00 a.m. Reorganized debtor should file updated status report not later than October 31, 2016.

Tentative Ruling for November 9, 2016:

Continue status conference on objection and case status conference to May 24, 2017 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 15, 2017. Appearances waived on November 9, 2016.

Tentative Ruling for May 24, 2017:

Continue case management conference to same date and time as continued hearing on claim objection.

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11:00 AM

CONT... Tower General Contractors

Chapter 11

Final Ruling for May 24, 2017:

Continue status conference to January 10, 2018 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than December 22, 2017.

Tentative Ruling for January 10, 2018:

Court has reviewed the reorganized debtor's (belated) status report. Continue case status conference to July 18, 2018 at 11:00 a.m. Reorganized debtor should file updated status report not later than July 6, 2018.
APPEARANCES WAIVED ON JANUARY 10, 2018.

Tentative Ruling for July 18, 2018:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 20, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than March 8, 2018.
APPEARANCES WAIVED ON JULY 18, 2018.

Tentative Ruling for March 20, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to December 18, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than December 6, 2019.
APPEARANCES WAIVED ON MARCH 20, 2019.

Tentative Ruling for December 18, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 18, 2020 at 11:00 a.m. Reorganized debtor should file updated case status report not later than March 4, 2020.
APPEARANCES WAIVED ON DECEMBER 18, 2019.

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11:00 AM

CONT... Tower General Contractors

Chapter 11

Party Information

Debtor(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

Movant(s):

Tower General Contractors

Represented By
Jeffrey S Shinbrot

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Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:14-26237 Albany Investment Properties, LLC

Chapter 11

#6.00 Post Scheduling and Case Management Conference in a Chapter 11 Case

fr. 10-15-14, 10-29-14, 11-5-14, 1-14-15, 5-20-15, 7-22-15, 10-14-15, 2-10-16,
2-24-16, fr. 3-30-16, 5-11-16, 8-3-16, 9-14-16, 9-28-16, 12-14-16, 2-1-17,
5-3-17, 6-7-17, 8-2-17, 8-30-17, 2-28-18, 7-18-18, 9-5-18, 10-24-18, 11-28-18,
12-19-18, 6-19-19

Docket 1

*** VACATED *** REASON: CONT'D. TO 3/18/20 @ 11AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Several parties appear interested in purchasing the debtor's real properties. Debtor should notice sales of these properties subject to overbid even without having first selected a stalking horse bidder. Interested parties competing with one another to purchase these properties should produce highest and best offer as among current prospective purchasers. Set deadline for debtor to bring motion for approval of sales of all properties. Court will enter order appointing trustee if motion to approve sale is not brought by deadline imposed by the Court.

8/3/15 -- Court signed scheduling order setting following dates:

Cont'd hearing on motion to appoint trustee and for relief from stay -- October 14, 2015 at 11:00 a.m.

L/D to file and serve motion for authority to sell Albany Properties -- August 12, 2015

L/D to file application to employ broker(s) (or include within sale motion) -- August 12, 2015

Sale hearing -- October 14, 2015 at 11:00 a.m.

Tentative Ruling for October 14, 2015:

If Albany sale closes, will debtor be in a position to file plan? Hearing

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11:00 AM

CONT... Albany Investment Properties, LLC
required.

Chapter 11

1/4/16 -- Court approved stipulation continuing hearing to February 24, 2016 at **11:00 a.m.** OFF CALENDAR FOR JANUARY 6, 2016.

Tentative Ruling for February 24, 2016:

If Albany sale closes, will debtor be in a position to file plan? Hearing required.

3/21/16 -- Court signed order continuing hearing to May 11, 2016 at 2:00 p.m. OFF CALENDAR FOR MARCH 30, 2016.

4/25/16 -- Court approved stipulation continuing hearing to August 3, 2016 at 2:00 p.m. OFF CALENDAR FOR MAY 11, 2016.

Tentative Ruling for August 3, 2016:

According to the docket, the parties settled this matter during a settlement conference held June 13, 2016 before Judge Jury. What has happened since then? Will there be an amended plan? What is the status of this matter?

Tentative Ruling for September 14, 2016:

Continue to September 28, 2016 at 11:00 a.m. to be heard concurrently with substantive motions set for hearing at that date and time. OFF CALENDAR FOR SEPTEMBER 14, 2016.

Tentative Ruling for September 28, 2016:

Revisit status of case after conclusion of hearings on related matters.

Tentative Ruling for December 14, 2016:

Continue to February 1, 2017 at 2:00 p.m. to be heard concurrently with

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11:00 AM

CONT... Albany Investment Properties, LLC

Chapter 11

hearing on amended disclosure statement. OFF CALENDAR FOR DECEMBER 14, 2016.

Tentative Ruling for February 1, 2017:

Revisit status of case after conclusion of hearing on disclosure statement.

4/26/17 -- Court approved stipulation continuing hearing to June 7, 2017 at 2:00 p.m. OFF CALENDAR FOR MAY 3, 2017. NO APPEARANCE REQUIRED.

6/2/17 -- Court approved stipulation continuing hearing to August 2, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 7, 2017.

Tentative Ruling for August 30, 2017:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for February 28, 2018:

Court has reviewed reorganized debtor's status report. Page 6 of that report states that all class 6 claimants have received payments other than Jeffrey Thomas. Has the reorganized debtor been depositing payments on account of this disputed claim into a disputed claim reserve? Hearing required.

7/16/18 -- Court approved stipulation continuing hearing to September 5, 2018 at 10:00 a.m. OFF CALENDAR FOR AUGUST 8, 2018.

8/31/18 -- Court approved stipulation continuing hearing to October 24, 2018 at 11:00 a.m. OFF CALENDAR FOR SEPTEMBER 5, 2018.

10/18/18 -- Court approved stipulation continuing hearing to November 28, 2018 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018.

11/21/18 -- Court approved stipulation continuing hearing to December 19, 2018 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 24, 2018.

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11:00 AM

CONT... Albany Investment Properties, LLC

Chapter 11

Tentative Ruling for December 19, 2018:

Court has reviewed reorganized debtor's status report. Continue case status conference to June 19, 2019 at 11:00 a.m. Reorganized debtor should file updated status report, accompanied by declaration, not later than June 5, 2019. APPEARANCES WAIVED ON DECEMBER 19, 2018.

Tentative Ruling for June 19, 2019:

The plan confirmation hearing was August 30, 2017, yet debtor's counsel still has not filed his final fee application. Why not? Is there any reason for this delay? Hearing required.

Tentative Ruling for December 18, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 18, 2020 at 11:00 a.m. Reorganized debtor should file updated case status report not later than March 4, 2020. APPEARANCES WAIVED ON DECEMBER 18, 2019.

Party Information

Debtor(s):

Albany Investment Properties, LLC

Represented By
Raymond H. Aver
R Alexander Comley

**United States Bankruptcy Court
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Judge Sheri Bluebond, Presiding
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Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:19-14758 Marco General Construction, Inc.

Chapter 11

#7.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 6-19-19, 9-18-19

Docket 1

Courtroom Deputy:

12/10/19 - Kenneth Freed, (818)990-0888x 102, has been approved for telephonic appearance on 12/18/19 @ 11am

Tentative Ruling:

Set deadline for debtor to serve notice of bar date and bar date. Continue case status conference approximately 90 days.

6/20/19 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- June 26, 2019

Bar date -- August 16, 2019

L/D to file updated status report -- September 6, 2019

Cont'd status conference -- September 18, 2019 at 11:00 a.m.

Tentative Ruling for September 18, 2019:

Does it make sense for the debtor to utilize the bankruptcy court's mediation program in an effort to resolve disputes with Creditor's Adjustment Bureau? Now that the debtor has succeeded in setting aside default judgment, is it even necessary for this case to remain in bankruptcy?

Hearing required.

9/19/19 -- Court approved scheduling order with the following dates:

Cont'd status conference -- December 18, 2019 at 11:00 a.m.

L/D to file updated status report -- December 6, 2019

L/D to lodge order appointing mediators -- October 1, 2019

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Hearing Room 1539

11:00 AM

CONT... Marco General Construction, Inc.

Chapter 11

L/D to complete mediation -- December 18, 2019

10/2/19 -- Court approved order appointing mediators.

Tentative Ruling for December 18, 2019:

Has debtor filed an objection to the proofs of claim filed by State Compensation Insurance Fund and 1 West Capital, LLC? If not, why not? What is the debtor's game plan with regard to the claim of Creditor's Adjustment Bureau? Is it time to permit the state court litigation to proceed to a final judgment?

Hearing required.

Party Information

Debtor(s):

Marco General Construction, Inc.

Represented By
Michael Jay Berger

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:19-22339 Settlers Jerky Inc.

Chapter 11

#8.00 Debtor's Motion Entry of an Order :

(1) Authorizing Assumption And Assignment Of Equipment Lease by and Between Debtor And BB&T Commercial Equipment Capital Corp.Pursuant to 11 U.S.C. Section 365

(2) Waiving the 14-Day Stay Period Set Forth In Bankruptcy Rule 6006(d)

Docket 62

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Waive appearances. Applicant is authorized to upload order consistent with tentative ruling.

Party Information

Debtor(s):

Settlers Jerky Inc.

Represented By
David L. Neale
Krikor J Meshefejian

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:19-21726 Grandview Hills LLC

Chapter 11

#9.00 Debtor's Motion for Order Authorizing Use of Cash Collateral

Docket 28

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is confused by the relief being sought. What is the debtor saying about the insider compensation that it intends to provide? What does it mean to say that the debtor's members each allocate \$1100 toward their share of "in kind" rent? (Does that mean that they don't pay any rent and treat the value of their occupation as \$1,100 per month?) The property has 4 units. Two are being occupied by insiders. The other two units generate rentals of \$7,064.79. Are these units nicer or larger than the units occupied by the insiders? From this amount the debtor proposes to pay the operating expenses of the property and \$2,000 to one of the debtor's insiders? This debtor only owns a fractional interest in the property. Is the other fractional owner contributing to the cost of maintaining this property? Are monthly payments being made to the lenders with regard to this property? Only one of the debtor's members is currently providing services to the debtor. Why is compensation in the form of free rent being "paid" to both members? Should the Court issue an OSC re the appointment of a chapter 11 trustee?

Hearing required.

Party Information

Debtor(s):

Grandview Hills LLC

Represented By
Louis J Esbin

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#10.00 Order to Appear and Show Cause Why Bankruptcy Case Should not be Dismissed or Converted based on Continuing Decline of Debtor's Operations

fr. 9-12-19, 9-26-19;12-3-19;12-4-19

Docket 135

Courtroom Deputy:

12/17/19 - Veronica Velez, (956)369-3073, has been approved for telephonic appearance on 12/18/19 @ 11am

Tentative Ruling:

Tentative Ruling for September 12, 2019:

Debtor concedes in its opposition that "Debtor has not generated a net profit during the five-month post-petition term," but, on the bright side, debtor notes that it has reduced its losses each month and generated a profit in August of \$5,269. This amount is undoubtedly dwarfed by the attorneys' fees that were incurred during the same period.

Debtor argues that unsecured creditors will have no chance of recovery unless its operations are permitted to resume. This may be true, but, because the debtor is losing money, it is essentially liquidating the collateral of secured creditors in order to finance its operations. In other words, it is spending the secured creditors' collateral in the hope of producing a distribution for unsecured creditors. Debtor argues that matters would look very different but for the chargebacks from AMEX and Visa, but debtor has not established that these chargebacks are improper. Debtor has not provided any evidence from which the Court can determine that whether the chargebacks in question are impermissible setoffs that violate the automatic stay or permissible recoupments that do not.

Debtor's operations have been losing money. Relief from stay has been granted to permit ADP to terminate its services. Debtor's motion to extend time to assume or reject its lease has been denied. Debtor is deemed to

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

CONT...

J. Robert Scott, Inc.

Chapter 11

have rejected its lease and must vacate its business premises immediately. Debtor's motion to use cash collateral has been denied. Convert case to chapter 7. Chapter 7 trustee can request that case be dismissed if he or she thinks that would be more appropriate.

Final Ruling for September 12, 2019:

Continue hearing to September 26, 2019 at 2:00 p.m.

Tentative Ruling for September 26, 2019:

Is debtor current on its post-petition taxes? Post-petition insurance payments? Post-petition rents for premises other than New York lease? What kinds of post-petition expenses are included within the \$105,000 of post petition accounts receivable that have not been paid, according to the August 2019 operating report? Pages 15 and 16 of the August operating report refer to \$414,593 that includes ""funds owed to Cash Advance Lenders." To what does this refer?

Hearing required.

Tentative Ruling for December 3, 2019:

Debtor expects influx of cash of \$127,000 from American Express and \$250,000 from insurance carrier. But for these extraordinary receipts, would the debtor anticipate operating profitably from this point forward? Hearing required.

CONTINUE THIS HEARING TO DECEMBER 4, 2019 AT 10:30 A.M.
APPEARANCES WAIVED ON DECEMBER 3, 2019.

Final Ruling for December 4, 2019:

Continue hearing to December 18, 2019 at 11:00 a.m. as a holding date.

Tentative Ruling for December 18, 2019:

Revisit this matter after conclusion of related matters on calendar.

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

CONT... J. Robert Scott, Inc.

Chapter 11

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By

Daniel J Weintraub

Nina Z Javan

James R Selth

Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#11.00 Debtor's Motion to Use Cash Collateral Motion of Debtor and Debtor in Possession for an Order:

(1) Authorizing Use of Cash Collateral on a Final Basis; and

(2) Granting Replacement Liens

fr. 12-4-19

Docket 173

Courtroom Deputy:

12/17/19 - Veronica Velez, (956)369-3073, has been approved for telephonic appearance on 12/18/19 @ 11am

Tentative Ruling:

Tentative Ruling for December 4, 2019:

It is disappointing that the debtor's motion to use cash collateral beyond December 3, 2019 had to be brought on an expedited basis. Debtor had ample opportunity to bring its motion on a fully-noticed basis. (And court's prior order specifically directed debtor to do this.) Future motions for use of cash collateral will need to be brought on a fully-noticed basis. No further interim grants will be authorized.

Court cannot authorize use of cash collateral on an emergency basis for more than an interim period. Authorize use for a period of 2 to 3 weeks on same terms as in prior orders and set a new final hearing on request to use cash collateral.

Final Ruling for December 4, 2019:

Grant motion on interim basis, authorizing debtor to use cash collateral in accordance with the budget, plus a 15 percent variance, through December 31, 2019. Set final hearing for December 18, 2019 at 11:00 a.m. Debtor

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

CONT...

J. Robert Scott, Inc.

Chapter 11

should file budget for the first quarter of 2020 not later than December 9, 2019 and serve notice by that date of final hearing. Papers should advise parties in interest that oppositions will be due by December 16, 2019.

Tentative Ruling for December 18, 2019:

Grant motion on a final basis. Authorize debtor to use cash collateral in accordance with budget, plus a 15 percent variance, on the same terms previously authorized through the period reflected on the budget. Future motions to extend time to use cash collateral should be brought on a fully-noticed basis.

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

2:19-13871 J. Robert Scott, Inc.

Chapter 11

#12.00 Scheduling and Case Management Conference in a Chapter 11 Case

FR. 5-29-19, 8-28-19(advanced), 8-27-19, 9-12-19, 9-26-19
fr. 12-3-19, 12-4-19

Docket 1

Courtroom Deputy:

12/17/19 - Veronica Velez, (956)369-3073, has been approved for telephonic appearance on 12/18/19 @ 11am

Tentative Ruling:

How has the debtor been doing with regard to meeting its projections? Are quotes converting to orders at the rate the debtor had anticipated? Has debtor succeeded in operating in accordance with its cash collateral budget or have there been significant variances? If so, in what areas?

Hearing required.

6/6/19 -- Court approved scheduling order setting following dates:

Cont'd status conference -- August 28, 2019 at 11:00 a.m.

L/D to file updated status report -- August 16, 2019

L/D to serve notice of bar date -- June 7, 2019

Bar date -- August 9, 2019

Tentative Ruling for August 27, 2019:

Where is the status report that debtor was to have filed by August 16, 2019? Based on US Trustee's status report, issue OSC why case should not be dismissed or converted. Set expedited hearing on OSC.

Tentative Ruling for September 12, 2019:

Take case status conference off calendar due to conversion of case to

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

11:00 AM

CONT... J. Robert Scott, Inc.
chapter 7.

Chapter 11

Tentative Ruling for December 3, 2019:

Revisit status of case after conclusion of related matters on calendar.

CONTINUE THIS HEARING TO DECEMBER 4, 2019 AT 10:30 A.M.
APPEARANCES WAIVED ON DECEMBER 3, 2019.

Tentative Ruling for December 18, 2019:

Does the debtor have anything new to report since the hearings held
December 4, 2019?

Party Information

Debtor(s):

J. Robert Scott, Inc.

Represented By
Daniel J Weintraub
Nina Z Javan
James R Selth
Crystle Jane Lindsey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:18-20916 Lucie Idleman

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 144

***** VACATED *** REASON: APPROVED. APPEARANCES WAIVED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Lucie Idleman

Represented By
Suzette Douglas

Trustee(s):

Jason M Rund (TR)

Represented By
Thomas H Casey

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:18-21370 Napoleon Humberto Arias-Lazo and Catalina Arias-

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 37

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Approve trustee's final report in full. APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD ORDER CONSISTENT WITH TENTATIVE.

Party Information

Debtor(s):

Napoleon Humberto Arias-Lazo

Represented By
Heather J Canning

Joint Debtor(s):

Catalina Arias-Hernandez

Represented By
Heather J Canning

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:18-22155 Herbert W. Gains and Beth A. Gains

Chapter 11

#202.00 First and Final Application for Compensation and Reimbursement of Expenses for H. Roy Matlen & Associates , Accountant, Period: 10/16/2018 to 6/30/2019
[Fees requested: \$126037.10, Expenses: \$2789.42]

Docket 146

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court notes that applicant seeks reimbursement of \$776.84 for tax return preparation for the debtor's son. Absent an explanation of why such a charge is appropriate, disallow reimbursement of this expense. Allow balance of amounts sought on a final basis and direct payment of outstanding amounts. Waive appearances and authorize applicant to lodge order consistent with tentative ruling.

Party Information

Debtor(s):

Herbert W. Gains

Represented By
Martin J Brill
Todd M Arnold

Joint Debtor(s):

Beth A. Gains

Represented By
Martin J Brill
Todd M Arnold

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#203.00 First Interim Application for Compensation and Reimbursement of Expenses for Levene, Neale, Bender, Yoo & Brill L.L.P., Debtor's Attorney, Period: 8/30/2019 to 11/25/2019

[Fees requested: \$246,890.00, Expenses: \$9,393.32]

Docket 180

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$246,890 and costs of \$9,393.32. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By

Ron Bender

Lindsey L Smith

Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#204.00 First Interim Application for Compensation and Reimbursement of Expenses for Fineman West & Co LLP, Accountant, Period: 8/30/2019 to 10/31/2019
[Fees requested: \$20,293.75, Expenses: \$185]

Docket 179

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$20,293.75 and costs of \$185. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By

Ron Bender

Lindsey L Smith

Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#205.00 First Interim Application for Compensation and Reimbursement of Expenses for Merhab Robinson & Clarkson, Law Corporation, Special Counsel, Period: 9/3/2019 to 11/8/2019
[Fees requested: \$4,807.50, Expenses: \$0.00]

Docket 178

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$4,807.50 and no costs. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith
Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#206.00 First Interim Application for Compensation and Reimbursement of Expenses for Sherwood Partners, Inc., Other Professional, Period: 10/2/2019 to 11/15/2019, [Fees requested: \$52,077.50, Expenses: \$0.00]

Docket 177

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$52,077.50 and no costs. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By

Ron Bender

Lindsey L Smith

Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#207.00 First Interim Application for Compensation and Reimbursement of Expenses for Weiland Golden Goodrich LLP, Creditor Comm. Atty, Period: 10/28/2019 to 11/21/2019

[Fees requested: \$29,325.00, Expenses: \$13.00]

Docket 188

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees of \$29,325 and costs of \$13. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By

Ron Bender

Lindsey L Smith

Merhab, Robinson & Clakson, Law

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#208.00 Confirmation Hearing re: 6th Amended Chapter 11 Plan of Reorganization

Docket 233

***** VACATED *** REASON: 10/28/19 - REVISED 6TH AMENDED
PLAN FILED**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

OFF CALENDAR.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron
Joanne P Sanchez

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#209.00 Confirmation Hearing re: Revised 6th Amended Plan of Reorganization

Docket 241

***** VACATED *** REASON: CONT'D. TO 1/9/20 @ 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

11/8/19 -- Court continued this date to January 9, 2020 at 10:00 a.m. OFF
CALENDAR FOR DECEMBER 18, 2019.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron
Joanne P Sanchez

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:18-10597 Denise Latrice Wheeler

Chapter 11

#210.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18, 2-6-19, 2-27-19, 4-17-19,
5-29-19, 8-27-19, 10-2-19

Docket 1

*** VACATED *** REASON: CONT'D. TO 1/9/20 @ 10AM

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Set bar date and deadline for serving notice of bar date. Has debtor filed motion for authority to use cash collateral? If not, why not? Has debtor been paying expenses in the interim? Debtor has proposed August 15 as the deadline for filing a plan. What has to happen before debtor will be in a position to file a plan? Hearing required.

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.

L/D to serve notice of bar date -- March 21, 2018

Bar date -- May 31, 2018

L/D to file joint status report -- June 5, 2018

L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

CONT... Denise Latrice Wheeler

Chapter 11

should file updated status report by July 30, 2018 and plan and disclosure statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Tentative Ruling for April 17, 2019:

If court approves disclosure statement, set plan confirmation schedule.

Tentative Ruling for May 29, 2019:

At hearing held April 19, 2019, Court conditionally approved disclosure statement and directed debtor to file final version of plan and disclosure

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

CONT... **Denise Latrice Wheeler** **Chapter 11**

statement and lodge order approving disclosure statement by April 30, 2019.
Docket does not reflect the filing of an amended plan or disclosure statement.
Why not?

Hearing required.

6/3/2019 -- Court approved fourth amended disclosure statement and set
status conference on confirmation process for August 27, 2019 at 2:00 p.m.

Tentative Ruling for October 2, 2019:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for December 18, 2019:

Continue case status conference to January 9, 2020 at 10:00 a.m. to be
heard concurrently with confirmation. OFF CALENDAR FOR DECEMBER
18, 2019.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By
Anthony Obehi Egbase
Crystle Jane Lindsey
Lionel E Giron

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, December 18, 2019

Hearing Room 1539

2:00 PM

2:18-16688 Samuel Michael Saber

Chapter 11

#211.00 Third Interim Application for Compensation and Reimbursement of Expenses for Khang & Khang LLP for Joon M Khang, Other Professional Period: 2/26/2019 to 6/26/2019

[Fee: \$34,195, Expenses: \$302.41]

Docket 306

Courtroom Deputy:

12/10/19 - Joon Khang, (949)410-3834 has been approved for telephonic appearance on 12/18/19 @ 2pm

12/11/19 - Eric Bensamochan, (818)574-5740 has been approved for telephonic appearance on 12/18/19 @ 2pm

Tentative Ruling:

At the time the Court ordered that payment not be released to counsel, the court did not know whether this case would be moving forward in chapter 11 at all. The speed with which the debtor was replacing his counsel gave rise to concern that conversion or dismissal of the case would be imminent and, if the case were converted to chapter 7, payment of chapter 11 expenses of administration would be subordinated to the payment of chapter 7 expenses of administration. Debtor now contends that he is making progress toward negotiation of a consensual plan and there is no reason to require this particular chapter 11 professional to await payment of fees allowed on an interim basis. Grant motion. Order release of funds reserved for payment of fees allowed on an interim basis.

Party Information

Debtor(s):

Samuel Michael Saber

Represented By
Eric Bensamochan

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Thursday, December 19, 2019

Hearing Room 1539

10:00 AM

2:18-12429 Dana Hollister

Chapter 11

#1.00

**MEDIATION HEARING
DEBTOR, DANA HOLLISTER
2:18-BK-12429NB**

fr. 6-19-18, 11-20-18, 1-17-19, 2-21-19, 4-25-19, 5-16-19, 8-8-19, 11-14-19

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Take appearances on the record in courtroom and then invite parties to chambers for mediation.

Party Information

Debtor(s):

Dana Hollister

Represented By
David A Tilem